

Attachment A – Prime Contract Flowdown Clauses
H92222-18-D-0005 DO0007
FA8629-20-D-5000
Thales Defense & Security, Inc.

A. FAR Clauses:

Clause Title	Citation Date
52.202-1 Definitions	Nov 2013
52.203-3 Gratuities	Apr 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
52.203-8 Cancellation, Rescission, and Recovery of Funds for Illegal or Improper Activity	May 2014
52.203-10 Price or Fee Adjustment for Illegal or Improper Activity	May 2014
52.203-12 Limitation on Payments to Influence Certain Federal Transactions	Oct 2010
52.203-13 Contractor Code of Business Ethics and Conduct	Oct 2015
52.203-14 Display Hotline Poster(s)	Oct 2015
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
52.203-18 Prohibition on Contracting with Entities that Require Certain Internal Confidentiality Agreements or Statements- Representation	Jan 2017
52.203-19 Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements	Jan 2017
52.204-2 Security Requirements	Aug 1996
52.204-4 Printed or Copied Double Sided on Postconsumer Fiber Content Paper	May 2011
52.204-7 System for Award Management	Oct 2016
52.204-9 Personal Identity Verification of Contractor Personnel	Jan 2011
52.204-10 Reporting Executive Compensation and First Tier Subcontract Awards	Oct 2016
52.204-13 System for Award Management Maintenance	Jun 2016
52.204-21 Basic Safeguarding of Covered Contractor Information Systems	Jun 2016
52.209-6 Protecting the Government's Interest When Subcontract with Contractors Debarred, Suspended, or Proposed for Debarment	Oct 2015
52.209-9 Updates of Publicly Available Information Regarding Responsibility Matters	Jul 2013
52.209-10 Prohibition on Contracting with Inverted Domestic Corporations	Nov 2015
52.210-1 Market Research	Apr 2011
52.211-5 Material Requirements	Aug 2000
52.211-15 Defense Priority and Allocation Requirements	Apr 2008
52.212-4 Contract Terms and Conditions – Commercial Items	Jan 2017
52.212-5 Contract Terms and Conditions Required to Implement Statutes or Executive Orders--Commercial Items	Jan 2017
52.215-2 Audits and Records – Negotiation	Oct 2010
52.215-10 Price Reduction for Defective Certified Cost or Pricing Data	Aug 2011

52.215-11 Price Reduction for Defective Certified Cost or Pricing Data – Modifications	Aug 2011
52.215-12 Subcontractor Certified Cost or Pricing Data (Deviation 2018-00015)	May 2018
52.215-13 Subcontractor Certified Cost or Pricing Data – Modifications (Deviation 2018-00015)	May 2018
52.215-14 Integrity of Unit Prices & Alt 1	Oct 2010 Alt 1 Oct 1997
52.215-15 Pension Adjustments and Asset Reversion	Oct 2010
52.215-18 Reversion or Adjustment of Plans for Postretirement Benefits (PRB) Other than Pensions	Jul 2005
52.215-19 Notification of Ownership Changes	Oct 1997
52.215-20 Requirements for Certified Cost or Pricing Data or Information Other than Certified Cost or Pricing Data and Alt II	Oct 2010 Alt II Oct 1997
52.215-21 Requirements for Certified Cost or Pricing Data and Data Other than Certified Cost or Pricing Data – Modifications	Oct 2010
52.215-23 Limitations on Pass- Through Charges	Oct 2009
52.219-8 Utilization of Small Business Concerns	Nov 2016
52.219-9 (Dev) Small Business Subcontracting Plan (Deviation 2016-00009)	Jan 2017
52.219-9 Alt II (Dev) Small Business Subcontracting Plan (Deviation 2016-00009) – Alternate II	Jan 2017
52.219-16 Liquidated Damages Subcontracting Plan	Jan 1999
52.219-28 Post Award Small Business Program Representation	Jul 2013
52.222-1 Notice to the Government of Labor Disputes	Feb 1997
52.222-3 Convict Labor	Jun 2003
52.222-19 Child Labor – Cooperation with Authorities and Remedies	Oct 2016
52.222-20 Contracts for Materials, Supplier, Articles, and Equipment Exceeding \$15,000	May 2014
52.222-21 Prohibition of Segregated Facilities	Apr 2015
52.222-22 Previous Contracts and Compliance Reports	Feb 1999
52.222-26 Equal Opportunity	Sept 2016
52.222-35 Equal Opportunity for Veterans	Oct 2015
52.222-36 Equal Opportunity for Workers with Disabilities	Jul 2014
52.222-37 Employment Report on Veterans	Feb 2016
52.222-40 Notification of Employee Rights Under the National Labor Relations Act	Dec 2010
52.222-50 Combating Trafficking in Persons	Mar 2015
52.222-54 Employment Eligibility Verification	Oct 2015
52.222-59 Compliance with Labor Laws (Executive Order 13673)	Dec 2016
52.222-60 Paycheck Transparency (Executive Order 13673)	Oct 2016
52.222-61 Arbitration of Contractor Employee Claims (Executive Order 13673)	Dec 2016
52.222-99 Establishing a Minimum Wage for Contractors (Deviation)	Jun 2014
52.223-3 Hazardous Material Identification and Material Safety Data	Jan 1997
52.223-6 Drug-Free Workplace	May 2001
52.223-11 Ozone Depleting Substances and High Global warming Potential Hydrofluorocarbons	Jun 2016
52.223-18 Encouraging Contractor Policies to Ban Text Messaging While Driving	Aug 2011

52.223-22 Public Disclosure of Greenhouse Gas Emissions and Reduction Goals – Representation	Dec 2016
52.225-1 Buy American – Supplies	May 2014
52.225-2 Buy American Certificate	May 2014
52.225-13 Restrictions on Certain Foreign Purchases	Jun 2008
52.225-18 Place of Manufacture	Mar 2015
52.225-25 Prohibition on Contracting with Entities Engaging in Certain Activities or Transactions Relating to Iran – Representation and Certifications	Oct 2015
52.227-1 Authorization and Consent	Dec 2007
52.227-2 Notice and Assistance Regarding Patent and Copyright Infringement	Dec 2007
52.230-2 Cost Accounting Standards	Oct 2015
52.230-6 Administration of Cost Accounting Standards	Jun 2010
52.232-39 Unenforceability of Unauthorized Obligations	Jun 2013
52.232-40 Providing Accelerated Payments to Small Business Subcontractors	Dec 2013
52.233-3 Protest After Award	Aug 1996
52.239-1 Privacy or Security Safeguards	Aug 1996
52.242-5 Payments to Small Business Subcontractors	Jan 2017
52.242-13 Bankruptcy	Jul 1995
52.242-15 Stop Work Order & Alt I	Aug 1989 Alt I Apr 1984
52.242-17 Government Delay of Work	Apr 1984
52.243-1 Changes – Fixed Price	Aug 1987
52.244-6 Subcontracts for Commercial Items	Jan 2017
52.245-1 Government Property	Jan 2017
52.245-9 Use and Charges	Apr 2012
52.246-2 Inspection of Supplies – Fixed Price	Aug 1996
52.246-4 Inspection of Services – Fixed Price	Aug 1996
52.246-16 Responsibility for Supplies	Apr 1984
52.246-17 Warranty of Supplies of a Noncomplex Nature	Jun 2003
52.249-2 Termination for Convenience of the Government (Fixed Price)	Apr 2012
52.249-8 Default (Fixed Price Supply & Service)	Apr 1984
52.252-2 Clauses Incorporated by Reference	Feb 1998
52.252-6 Authorized Deviations in Clauses	Apr 1984

B. DFAR Clauses:

Clause Title	Citation Date
252.203-7000 Requirements Relating to Compensation of Former DoD Officials	Sept 2011
252.203-7001 Prohibition on Persons Convicted of Fraud or Other Defense Contract-Related Felonies	Dec 2008
252.203-7002 Requirement to Inform Employees of Whistleblower Rights	Sept 2013
252.203-7003 Agency Office of Inspector General	Dec 2012
252.203-7004 Display of Hotline Posters	Oct 2016
252.203-7005 Representation Relating to Compensation of Former DoD Officials	Nov 2011
252.204-7000 Disclosure of Information	Oct 2016
252.204-7003 Control of Government Personnel Work Product	Apr 1992

252.204-7005 Oral Attestation of Security Responsibilities	Nov 2001
252.204-7008 Compliance with Safeguarding Covered Defense Information Controls	Oct 2016
252-204-7012 Safeguarding Covered Defense Information and Cyber Incident Reporting	Oct 2016
252.204-7015 Notice of Authorized Disclosure of Information for Litigation Support	May 2016
252.205-7000 Provision of Information to Cooperative Agreement Holders	Dec 1991
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 Unique Identification and Valuation	Mar 2016
252.211-7005 Substitutions for Military or Federal Specifications and Standards	Nov 2005
252.211-7007 Reporting of Government Furnished Property	Aug 2012
252.215-7000 Pricing Adjustments	Dec 2012
252.215-7002 Cost Estimating System Requirements	Dec 2012
252.219-7003 (Dev) Small Business Subcontracting Plan (DOD Contracts)--Basic (Deviation 2016-00009)	Aug 2016
252.222-7006 Restrictions on the Use of Mandatory Arbitration Agreements	Dec 2010
252.223-7001 Hazardous Warning Labels	Dec 1991
252.223-7004 Drug Free Workforce	Sep 1988
252.223-7006 Prohibition on Storage, Treatment, and Disposal of Toxic or Hazardous Materials	Sep 2014
252.223-7008 Prohibition of Hexavalent Chromium	Jun 2013
252.225-7001 Buy American and Balance of Payments Program- Basic	Dec 2016
252.225-7002 Qualifying Country Sources as Subcontractors	Dec 2016
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
252.225-7012 Preference for Certain Domestic Commodities	Dec 2016
252.225-7013 Duty Free Entry – Basic	May 2016
252.225-7027 Restriction on Contingent Fees or Foreign Military Sales	Apr 2003
252.225-7048 Export Controlled Items	Jun 2013
252.226-7001 Utilization of Indian Organizations and Indian Owned Economic Enterprises, and Native Hawaiian Small Business Concerns	Sep 2004
252.227-7013 Right in Technical Data - Noncommercial Items	Feb 2014
252.227-7014 Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation	Feb 2014
252.227-7015 Technical Data – Commercial Items	Feb 2014
252.227-7016 Rights in Bid or Proposal Information	Jan 2011
252.227-7019 Validation of Asserted Restrictions –Computer SW	Sep 2016
252.227-7030 Technical Data – Withholding of Payment	Mar 2000
252.227-7037 Validation of Restrictive Markings on Technical Data	Sep 2016
252.232-7010 Levies on Contract Payments	Dec 2006
252.231-7000 Supplemental Cost Principles	Dec 1991
252.234-7004 Cost and Software Data Reporting System - Basic	Nov 2014

252.243-7001 Pricing of Contract Modifications	Dec 1991
252.243-7002 Requests for Equitable Adjustment	Dec 2012
252.244-7000 Subcontracts for Commercial Items	Jun 2013
252.245-7001 Tagging, Labeling, and Marketing of Government Furnished Property	Apr 2012
252.245-7002 Reporting Loss of Government Property	Apr 2012
252.245-7003 Contractor Property Management System Administration	Apr 2012
252.245-7004 Reporting, Reutilization, and Disposal	Sept 2016
252.246-7001 Warranty of Data	Mar 2014
252.246-7006 Warranty Tracking of Serialized Item	Mar 2016
252.246-7007 Contractor Counterfeit Electronic Part Detection and Avoidance System	Aug 2016
252.247-7023 Transportation of Supplies by Sea	Apr 2014

C. Other Clauses:

5352.223-9000 Elimination of Use of Class I Ozone Depleting Substances (ODS) – (Nov 2012)

5352.223-9001 Health and Safety Government Installations – (Nov 2012)

5652.246-9000 Marking of Warranted Items (1998)

Each item covered by a warranty shall be stamped or marked with the contract number, item description, and ship to address. Items shall also include markings that state (i) the existence and substance of the warranty, (ii) the warranty duration, and (iii) who to notify if supplies are found to be defective. Where this is impractical, written notice shall be attached to or furnished with the warranted item.

5652.204-9003 Disclosure of Unclassified Information and Notification Requirements for Cyber Security Breaches (2013)

(a) On September 21, 2001, the Department of Defense designated Headquarters US Special Operations Command (USSOCOM) a sensitive unit, as defined by Title 10 United States Code (USC) Section 130b (10 USC 130b). In keeping with this designation, unclassified information related to USSOCOM military technology acquisitions managed by USSOCOM or any of its component commands, will be designated Controlled Unclassified Information (CUI). As such, the contractor hereby unequivocally agrees that it shall not release to anyone outside the Contractor's organization any unclassified information, regardless of medium (e.g., film, tape, document, contractor's external website, newspaper, magazine, journal, corporate annual report, etc.), pertaining to any part of this contract or any program related to this contract, unless the Contracting Officer has given prior written approval. Furthermore, any release of information which associates USSOCOM, Special Operation Forces (SOF), or any component command with an acquisition program, contractor, or this contract is prohibited unless specifically authorized by USSOCOM.

(b) Request for approval shall identify the specific information to be released, the medium to be used, and the purpose for the release. The contractor shall submit the request to the Contracting Officer at

least 45 days before the propose date for release for approval. No release of any restricted information shall be made without specific written authorization by the Contracting Office.

(c) The protection of sensitive but unclassified data reflecting Special Operations technologies, personnel, plans, and business associations requires due diligence on the part of those in possession of such information. The application of appropriate security measures to ensure the safekeeping of USSOCOM and company proprietary data, intellectual property, and personnel data is the responsibility of all parties who have access to such information. All contractors supporting USSOCOM are required to inform the Contracting Officer within three business days of when there has been a breach or successful penetration of the contractor's network(s) or information system(s). Breaches include unauthorized intrusions of the contractor's server(s) from external parties whether through introduction of malware, hacking, the compromise of access passwords, or any other unauthorized access or compromise. Breaches also include the physical loss of storage media such and disks, hard drives, thumb drives, laptops or other devices which contain duplicates of information contained on the contractor's data systems, or the willful or accidental transmission, copying or posting of contract information which has not been specifically authorized by the Contracting Officer. Estimates of damage and mitigation strategies will be submitted to the Contracting Officer within a period following the breach specified and agreed upon by the Contractor and the Contracting Officer.

(d) The Contractor shall include a similar requirement to this clause in each subcontract under this contract. Subcontractors shall submit request for authorization to release and notifications related to cyber security breaches through the prime contractor to the Contracting Officer.

(e) The Contractor further understands that Title 18 USC Section 701 specifically prohibits the use of the USSOCOM emblem or logo in any medium (e.g., corporate website, marketing brochure, news paper, magazine, etc.) unless authorized in writing by USSOCOM. Forward any request to use the USSOCOM emblem or logo through the Contracting Officer.

5652.209-9002 Use of Contractor Support/Advisory Personnel for Review of Proposals (2015) Section L (Revised August 2015)

As prescribed in [5609.507-1](#), insert the following provision,

The offeror's attention is directed to the fact that contractor personnel may review and provide support during proposal evaluations. When appropriate, the following contractor personnel may have access to offeror's proposals and may be utilized to objectively review a proposal in a particular functional area and provide comments and recommendations to the Government's decision makers. They may not establish final assessments of risk, rate or rank offerors' proposals. All advisors shall comply with procurement Integrity Laws and shall sign Non-Disclosure and Rules of Conduct/Conflict of Interest statements. The Government shall take into consideration requirements for avoiding conflicts of interest and ensure advisors comply with safeguarding source selection and proprietary data.

Submission of proposal in response to the solicitation constitutes approval to release the proposal to Government Support Contractors.

List applicable vendors involved in the source selection - MITRE Corporation

5652.209-9003 Use of Contractor Support/Advisory Personnel as Contract Specialists (2013)

The contractor's attention is directed to the fact that contractor personnel may assist the Government in a contract administrator role for administration of this contract. Execution of this contract constitutes

approval to release the contract and contractor's proposal to Government Support Contractors who have signed Non-Disclosure and Rules of Conduct/Conflict of Interest Statements.

27 September 2019