

FAR/DFARS Supplemental Flow Down Terms

The following clauses from the Federal Acquisition Regulation ("FAR") and the Department of Defense FAR Supplement ("DFARS") are applicable to, and incorporated by reference into all Solicitations and purchase orders ("Order") issued by Ontic, see FAR 2.101, in which the ultimate purchaser or end user is the United States Government or any instrumentality thereof. The following clauses shall have the same force and effect as if set forth below in full text. The dates of these clauses are the dates in effect as of the date of the Order issued by Ontic. Supplier agrees to flow-down, as required, all applicable FAR and DFARS clauses as such are in effect as of the date of the Order. Supplier further agrees that all notifications and other communications required by these clauses shall be made through Ontic's Purchasing Representative, unless the Order specifically provides otherwise.

Except as noted below, the following changes to the FAR and DFARS clauses are made for incorporation of these clauses into the Order in order to make the context of these clauses reflect the contractual relationship between Ontic and Supplier: "Contractor" or "prime contractor" or "Offeror" shall mean "Supplier." "Government" shall mean "Ontic." "Contracting Officer" shall mean "Ontic's Purchasing Representative." "Contract" or "Schedule" shall mean the Order(s) issued by Ontic to Supplier. Provided, however, that the terms "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 its duly authorized representative; (2) when title to property is to be transferred directly to the Government; (3) with regard to FAR 52.203-6, 52.227-1, 52.227-2; and (4) where specifically modified as noted below:

Applicable to all Solicitations or Orders

52.202-1	Definitions
52.203-3	Gratuities
52.203-5	Covenant Against Contingent Fees
52.203-7	Anti-Kickback Procedures
52.203-8	Cancellation, Rescission and Recovery of Funds for Illegal or Improper Activity
52.203-10	Price or Fee Adjustment for Illegal or Improper Activity
52.203-12	Limitation on Payments to Influence Certain Federal Transactions
52.204-7	System for Award Management
52.204-8	Annual Representations and Certifications
52.204-13	System for Award Management Maintenance
52.204-21	Basic Safeguarding of Covered Contractor Information Systems (applicable unless Supplier is furnishing commercially available off-the shelf-items)
52.207-4	Economic Purchase Quantity - Supplies
52.209-6	Protecting the government's interest when subcontracting with contractors debarred, suspended, or proposed for debarment
52.209-11	Representation by Corporations Regarding Delinquent Tax Liability or a Felony Conviction under any Federal Law
52.211-5	Material Requirements
52.211-14	Notice of Priority Rating for National Defense, Emergency Preparedness, and Energy Program Use
52.211-15	Defense Priority and Allocation Requirements
52.211-17	Delivery of Excess Quantities
52.215-16	Facilities Capital Cost of Money
52.219-28	Post-Award Small Business Program Representation
52.222-1	Notice to the Government of Labor Disputes
52.222-3	Convict labor
52.222-4	Contract Work Hours and Safety Standards Act--Overtime Compensation
52.222-19	Child Labor - Cooperation with Authorities and Remedies
52.222-21	Certification of Non- Segregated Facilities
52.222-25	Affirmative action compliance
52.222-26	Equal Opportunity
52.222-40	Notification of Employee Rights Under the National Labor Relations Act

- 52.222-54 Employment Eligibility Verification, excluded for Commercial Off the Shelf Items
- 52.223-6 Drug-Free Workplace
- 52.223-11 Ozone-Depleting Substances, report if manufactured with ozone depleting substances
- 52.225-1 Buy American Act-Supplies ("domestic end products" to include items ordered hereunder, whether or not end products themselves)
- 52.225-13 Restrictions on Certain Foreign Purchases
- 52.225-20 Prohibition on Contracting with Entities Engaging in Certain Activities or Transactions Relating to Iran—Representation and Certifications.
- 52.225-25 Prohibition on Conducting Restricted Business Operations in Sudan—Certification
- 52.227-3 Patent Indemnity, applies to Commercial Items Only
- 52.227-6 Royalty Information, if there are royalties over \$250
- 52.227-9 Refund of Royalties, if there are royalties over \$250
- 52.227-14 Rights in Data-General (in (b) "Government" means the U.S. Government; in (c)(1) and (e) "contracting officer" means the Government's Contracting Officer)
- 52.229-3 Federal, State, and Local Taxes
- 52.232-11 Extras
- 52.232-40 Providing Accelerated Payments to Small Business Subcontractors
- 52.233-3 Protest after Award
- 52.242-15 Stop Work Order
- 52.244-6 Subcontracts for Commercial Items
- 52.247-63 Preference for U.S. Flag Air Carriers
- 52.247-64 Preference for Privately Owned U.S.-Flag Commercial Vessels (in (c)(1) "subcontractor" means Supplier)
- 52.249-1 Termination for Convenience of the Government (Fixed-Price) (Short Form)
- 52.249-2 Termination for Convenience of the Government (Fixed-Price)
- 52.249-8 Default (Fixed-Price Supply and Service)
- 52.252-2 Clauses Incorporated by Reference
- 252.203-7002 Requirement to inform Employees of Whistleblower rights
- 252.204-7000 Disclosure of Information
- 252.204-7003 Control of Government Personnel Work Product
- 252.204-7004, System for Award Management
- Alternate A
- 252.204-7007, Annual Representations and Certifications
- Alternate A
- 252.204-7008 Compliance with Safeguarding Covered Defense Information Controls
- 252.204-7012 Safeguarding Covered Defense Information and Cyber Incident Reporting
- 252.208-7000 Intent to Furnish Precious Metals as Government Furnished Material
- 252.209-7998 Representation Regarding Conviction of a Felony Criminal
- 252.209-7999 Representation by Corporations Regarding an Unpaid Delinquent Tax Liability or a Felony Conviction under any Federal Law
- 252.223-7004 Drug-Free Workforce
- 252.223-7008 Prohibition of Hexavalent Chromium
- 252.225-7001 Buy American Act and Balance of Payments Program ("domestic end products" to include items ordered hereunder, whether or not end products themselves)
- 252.225-7002 Qualifying Country Sources as Subcontractors.
- 252.225-7007 Prohibition on acquisition of United States munitions list items from communist Chinese military companies
- 252.225-7008 Restriction on acquisition of specialty metals
- 252.225-7009 Restrictions on acquisition of certain articles containing specialty metals
- 252.225-7010 Commercial Derivative Military Article—Specialty Metals Compliance Certificate
- 252.225-7012 Preference for Certain Domestic Commodities
- 252.225-7013 Duty Free Entry
- 252.225-7016 Restriction on Acquisition of Ball and Roller Bearings
- 252.225-7027 Restriction on contingent fees for foreign Military sales (if noted for Foreign Military Sales)
- 252.225-7028 Exclusionary policies and practices of foreign governments (if noted for Foreign Military Sales)
- 252.225-7031 Secondary Arab Boycott of Israel

- 252.225-7043 Antiterrorism/force protection policy for defense contractors outside the United States (applicable if Supplier will be performing or traveling outside the United States under this Order)
- 252.225-7048 Export-Controlled Items
- 252.228-7001 Ground and Flight Risk
- 252.228-7005 Accident Reporting and Investigation Involving Aircraft, Missiles, and Space Launch Vehicles
- 252.244-7000 Subcontracts for Commercial Items and Commercial Components (DOD Contracts)
- 252.246-7003 Notification of Potential Safety Issues
- 252.246-7007 Contractor Counterfeit Electronic Part Detection and Avoidance System
- 252.246-7008 Sources of electronic parts
- 252.247-7022 Representation of Extent of Transportation by Sea
- 252.247-7024 Notification of Transportation of Supplies by Sea

Applicable for Proposals and Contracts over \$3,500

- 52.204-10 Reporting executive compensation and first tier subcontract awards
- 52.223-18 Encouraging Contractor Policies to Ban Text Messaging While Driving
- 52.222-20 Walsh-Healey Public Contracts Act
- 52.222-36 Affirmative Action for Workers with Disabilities
- 252.211-7005 Substitutions for Military or Federal Specifications and Standards.

Applicable for Proposals and Contracts over \$100,000

- 52.222-35 Affirmative Action for Special Disabled Veterans, Veterans of the Vietnam Era, and Other Eligible Veterans
- 52.222-37 Employment Reports on Special Disabled Veterans, Veterans of the Vietnam Era, and Other Eligible Veterans
- 52.248-1 Value Engineering

Applicable for Proposals and Contracts over \$150,000

- 52.203-6 Restrictions on Subcontractor Sales to the Government
- 52.203-11 Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions
- 52.203-17 Contractor Employee Whistleblower Rights and Requirement to Inform Employees of Whistleblower Rights
- 52.204-4 Printed or Copied Double-Sided on Recycled Paper
- 52.209-5 Certification Regarding Responsibility Matters
- 52.215-2 Audit and Records
- 52.215-14 Integrity of Unit Prices
- 52.215-14 Alt1 Integrity of Unit Prices
- 52.215-15 Pension Adjustments and Asset Reversions
- 52.215-20 Requirements for cost or pricing data or information other than cost or pricing data
- 52.215-21 Requirements for cost or pricing data or information other than cost or pricing data - MODS
- 52.219-8 Utilization of Small Business Concerns
- 52.225-8 Duty-Free Entry
- 52.227-1 Authorization and Consent
- 52.227-2 Notice and Assistance Regarding Patent and Copyright Infringement
- 52.242-13 Bankruptcy
- 252.203-7001 Prohibition on Persons Convicted of Fraud or Other Defense-Contract-Related Felonies
- 252.209-7004 Subcontracting with Firms that are Owned or Controlled by the Government of a Country that is a State Sponsor of Terrorism
- 252.222-7007 Representation Regarding Combating Trafficking in Persons.
- 252.247-7023 Transportation of Supplies by Sea
- 252.249-7002 Notification of Anticipated Contract Termination or Reduction excludes paragraph (c)

Applicable for Proposals and Contracts over \$550,000

- 52.209-7 Information Regarding Responsibility Matters
- 52.209-9 Updates of Publicly Available Information Regarding Responsibility Matters

- 52.222-50 Combating Trafficking in Persons
- 252.226-7001 Utilization of Indian Organizations, Indian-Owned Economic Enterprises, and Native Hawaiian Small Business Concerns

Applicable for Proposals and Contracts over \$700,000

- 52.219-9 Small Business Subcontracting Plan
- 252.219-7003 Small Business Subcontracting Plan (DOD Contracts)

Applicable for Proposals and Contracts over \$750,000

- 52.214-26 Audit and Records--Sealed Bidding
- 52.214-27 Price Reduction for Defective Cost or Pricing Data - Modifications - Sealed Bidding
- 52.214-28 Subcontractor Cost or Pricing Data - Modifications - Sealed Bidding
- 52.215-10 Price Reduction for Defective Cost or Pricing Data
- 52.215-11 Price Reduction for Defective Cost or Pricing Data - Modifications
- 52.215-12 Subcontractor Cost or Pricing Data
- 52.215-13 Subcontractor Cost or Pricing Data - Modifications
- 52.215-18 Reversion or Adjustment of Plans for Post-Retirement Benefits (PRB) Other Than Pensions
- 52.215-19 Notification of Ownership Changes
- 52.215-22 Limitations on Pass-Through Charges—Identification of Subcontract Effort
- 52.215-23 Limitations on pass-through charges
- 52.230-1 Cost Accounting Standards Notices and Certification
- 52.230-2 Cost Accounting
- 52.230-3 Disclosure and Consistency of Cost Accounting Practices
- 52.230-6 Administration of Cost Accounting Standards
- 52.230-7 Proposal Disclosure—Cost Accounting Practice Changes
- 52.232-17 Interest
- 252.215-7000 Pricing Adjustments
- 252.215-7002 Cost Estimating System Requirements
- 252.231-7000 Supplemental Cost Principles
- 252.243-7001 Pricing of Contract Modifications