



DFARS FLOWDOWN PROVISIONS FOR NON-COMMERCIAL ITEMS

1. The following DFARS clauses apply to all non-commercial orders:

DFARS Number	Title	Latest Update
252.204-7008	REQUIREMENTS FOR CONTRACTS INVOLVING EXPORT-CONTROLLED ITEMS	APR 2010
252.227-7013	RIGHTS IN TECHNICAL DATA - NON-COMMERCIAL ITEMS (Applicable in lieu of FAR 52.227-14.)	MAR 2011
252.227-7014	RIGHTS IN NON-COMMERCIAL COMPUTER SOFTWARE AND NON-COMMERCIAL COMPUTER SOFTWARE DOCUMENTATION (Applicable in lieu of FAR 52.227-14.)	MAR 2011
252.227-7016	RIGHTS IN BID OR PROPOSAL INFORMATION	JAN 2011
252.227-7019	VALIDATION OF ASSERTED RESTRICTIONS - COMPUTER SOFTWARE	JUN 1995
252.227-7025	LIMITATIONS ON THE USE OR DISCLOSURE OF GOVERNMENT-FURNISHED INFORMATION MARKED WITH RESTRICTIVE LEGENDS	MAR 2011
252.227-7026	DEFERRED DELIVERY OF TECHNICAL DATA OR COMPUTER SOFTWARE	APR 1988
252.227-7027	DEFERRED ORDERING OF TECHNICAL DATA OR COMPUTER SOFTWARE	APR 1988
252.227-7028	TECHNICAL DATA OR COMPUTER SOFTWARE PREVIOUSLY DELIVERED TO THE GOVERNMENT (The definitions for "contract" and "subcontract" shall not apply herein, except for the first reference to contract.)	JUN 1995
252.227-7030	TECHNICAL DATA - WITHHOLDING OF PAYMENT	MAR 2000
252.227-7037	VALIDATION OF RESTRICTIVE MARKINGS ON TECHNICAL DATA	SEP 1999
252.228-7005	ACCIDENT REPORTING AND INVESTIGATION INVOLVING AIRCRAFT, MISSILES, AND SPACE LAUNCH VEHICLES	DEC 1991
252.231-7000	SUPPLEMENTAL COST PRINCIPLES	DEC 1991
252.243-7001	PRICING OF CONTRACT MODIFICATIONS	DEC 1991
252.247-7024	NOTIFICATION OF TRANSPORTATION OF SUPPLIES BY SEA (Applicable if this Contract meets the criteria set forth in paragraph (b) (2) (ii) of the clause.)	MAR 2000



2. The following DFARS clauses apply to all non-commercial orders that equal or exceed \$150,000:

DFARS Number	Title	Latest Update
252.203-7001	PROHIBITION ON PERSONS CONVICTED OF FRAUD OR OTHER DEFENSE CONTRACT-RELATED FELONIES (In this clause, the terms "contract," "contractor," and "subcontract" shall not change in meaning in paragraphs (a) and (d). Delete paragraph (g).)	DEC 2008
252.247-7023	TRANSPORTATION OF SUPPLIES BY SEA (Applicable in lieu of FAR 52.247-64 in all Contracts for ocean transportation of supplies. In the first sentence of paragraph (g), insert a period after "Contractor" and delete the balance of the sentence. Paragraph (f) and (g) shall not apply if this Contract is at or below \$150,000.	MAY 2002

3. The following DFARS clause applies to all Purchase Orders as indicated in which the value equals or exceeds \$500,000:

DFARS Number	Title	Latest Update
252.226-7001	UTILIZATION OF INDIAN ORGANIZATIONS, INDIAN-OWNED ECONOMIC ENTERPRISES AND NATIVE HAWAIIAN SMALL BUSINESS CONCERNS (In subparagraph (f)(1) "Contractor" shall mean "DATA DEVICE CORPORATION ." DATA DEVICE CORPORATION shall have no liability to Seller for any incentive payment under this clause unless and until the Government provides said incentive payment to DATA DEVICE CORPORATION.)	SEP 2004

4. The following DFARS clauses apply to all Purchase Orders that equal or exceed \$650,000:

DFARS Number	Title	Latest Update
252.225-7006	QUARTERLY REPORTING OF ACTUAL CONTRACT PERFORMANCE OUTSIDE THE UNITED STATES (Paragraph (f) is deleted.)	OCT 2010
252.249-7002	NOTIFICATION OF ANTICIPATED CONTRACT TERMINATION OR REDUCTION (Delete paragraph (d) (1) and the first five words of paragraph (d) (2).)	OCT 2010



5. The following DFARS clause applies to all Purchase Orders that equal or exceed \$1,500,000:

DFARS Number	Title	Latest Update
252.211-7000	ACQUISITION STREAMLINING	OCT 2010

6. The following DFARS clauses apply to all Purchase Orders only when applicable as indicated below:

DFARS Number	Title	Latest Update
252.211-7003	ITEM IDENTIFICATION AND VALUATION (Applicable if this Contract requires the Work to contain unique item identification. In (c)(3)(i), (c)(4)(i), (d), (e), and (f) "Contractor" shall mean "Subcontractor;" all reports required to be submitted under this clause shall be submitted to DATA DEVICE CORPORATION at a location to be provided; delete paragraph (g) and insert the following in lieu thereof: "(g) Lower-Tier Subcontracts. SELLER shall include this clause, including this paragraph (g), in all lower tier subcontracts issued under this Subcontract for the acquisition of components identified herein as requiring UID.)	AUG 2008
252.211-7007	REPORTING OF GOVERNMENT-FURNISHED EQUIPMENT IN THE DOD ITEM UNIQUE IDENTIFICATION (IUID) REGISTRY (Applicable if this Contract requires Government property in Seller's possession to contain unique item identification)	NOV 2008
252.215-7000	PRICING ADJUSTMENTS (Applicable if FAR 52.215-12 or 52.215-13 applies to this Contract.)	DEC 1991
252.219-7003	SMALL BUSINESS SUBCONTRACTING PLAN (DoD CONTRACTS) (Applicable if FAR 52.219-9 applies to this Contract, delete paragraph (g).)	OCT 2010
252.223-7001	HAZARD WARNING LABELS (Applicable if this Contract requires the delivery of hazardous materials.)	DEC 1991
252.223-7002	SAFETY PRECAUTIONS FOR AMMUNITION AND EXPLOSIVES (Applicable only if the articles furnished under this Contract contain ammunition or explosives, including liquid and solid propellants. Delete 'prime' in g(1)(ii) and add "and DATA DEVICE CORPORATION Procurement Representative." Delete in g(1)(ii) "substituting its name for references to the Government.")	MAY 1994



DFARS Number	Title	Latest Update
252.223-7003	CHANGE IN PLACE OF PERFORMANCE - AMMUNITION AND EXPLOSIVES (Applicable if DFARS 252.223-7002 applies to this Contract.)	DEC 1991
252.223-7007	SAFEGUARDING SENSITIVE CONVENTIONAL ARMS, AMMUNITION, AND EXPLOSIVES (Applicable if this Contract is for the development, production, manufacture, or purchase of arms, ammunition, and explosives or when arms, ammunition, and explosives will be provided to Contractor as Government Furnished Property.)	SEP 1999
252.225-7001	BUY AMERICAN ACT AND BALANCE OF PAYMENTS PROGRAM (Applicable if the Work contains other than domestic components. Applicable in lieu of FAR 52.225-1.)	JAN 2009
252.225-7007	PROHIBITION ON ACQUISITION OF UNITED STATES MUNITIONS LIST ITEMS FROM COMMUNIST CHINESE MILITARY COMPANIES (Applicable if Seller is supplying items on the U.S. Munitions list.)	SEP 2006
252.225-7009	RESTRICTION ON ACQUISITION OF CERTAIN ARTICLES CONTAINING SPECIALTY METALS (Applicable if the Work to be furnished contains specialty metals. Paragraph (d) is deleted.)	JAN 2011
252.225-7013	DUTY-FREE ENTRY (Applies in lieu of FAR 52-225-8. The prime contract number and identity of the Contracting Officer are contained elsewhere in this contract. If this information is not available, contact DATA DEVICE CORPORATION's Procurement Representative.)	DEC 2009
252.225-7016	RESTRICTION ON ACQUISITION OF BALL AND ROLLER BEARINGS (Applicable if Work supplied under this Contract contains ball or roller bearings.)	DEC 2010
252.225-7021	TRADE AGREEMENTS Applicable if the Work contains other than U.S.-made, qualifying country, or designated country end products. Applicable in lieu of FAR 52.225-5.)	NOV 2009
252.225-7033	WAIVER OF UNITED KINGDOM LEVIES (Applicable if this Contract is with a United Kingdom firm.)	APR 2003
252.225-7043	ANTI-TERRORISM/FORCE PROTECTION POLICY FOR DEFENSE CONTRACTORS OUTSIDE THE UNITED STATES (Applicable where Contractor will be performing or traveling outside the U.S. under this Contract. For paragraph (c), see applicable information cited in DFARS 225.7401.)	MAR 2006



DFARS Number	Title	Latest Update
252.227-7038	PATENT RIGHTS - OWNERSHIP BY THE CONTRACTOR (LARGE BUSINESS) (Applicable if (1) Contractor is not small business or nonprofit organization subject to FAR 52.227-11, and (2) the contract is for experimental, developmental, or research work.)	DEC 2007
252.235-7003	FREQUENCY AUTHORIZATION (Applicable if this Contract requires developing, producing, constructing, testing, or operating a device requiring a frequency authorization.)	DEC 1991
252.246-7003	NOTIFICATION OF POTENTIAL SAFETY ISSUES (Applicable if this Contract is for (i) parts identified as critical safety items; (ii) systems and subsystems, assemblies, and subassemblies integral to a system; or (iii) repair, maintenance, logistics support, or overhaul services for systems and subsystems, assemblies, subassemblies, and parts integral to a system. Contractor shall provide notifications to DATA DEVICE CORPORATION and the contracting officer identified to Contractor.)	JAN 2007

7. The following FAR clauses are modified as shown below:

FAR Number	Title	Latest Update
52.219-8	UTILIZATION OF SMALL BUSINESS CONCERNS <i>DEVIATION</i> - The version of the clause in DoD Class Deviation 2009-O0009 applies in lieu of the standard FAR version of the clause.	JAN 2011
52.245-1	GOVERNMENT PROPERTY <i>DEVIATION</i> - The version of the clause in DoD Class Deviation 2007-D0012 applies in lieu of the standard FAR version of the clause.	AUG 2010