

**ORDNANCE TECHNOLOGY SERVICE, INC.**  
**SUPPLEMENTAL TERMS AND CONDITIONS**

The following Federal Acquisition Regulations (“FAR”) and Defense FAR Supplement (“DFARS”) Flowdown Clauses and Provisions are incorporated by reference to the extent indicated below. These clauses set forth Seller’s minimum obligations and do not diminish any Seller obligations set forth elsewhere in the Order. For purposes of this introductory paragraph and the headings below, the term Order shall include any agreement between OTS and Seller. The effective version of each clause shall be the version that applies to OTS under its prime contract, higher-tier contract, or subcontract. In all cases, the clauses shall be interpreted to apply to the Seller as necessary to reflect the position of Seller as a contractor or supplier to OTS, to ensure Seller’s obligations to OTS, and to enable OTS to meet its obligations to its customer. Without limiting the foregoing: (1) unless the context of the clause or applicable law requires otherwise, the term “Contractor” shall mean Seller, the term “Contract” shall mean the Order, and the terms “Government,” “Contracting Officer” and equivalent phrases shall mean OTS and OTS’s Representative, respectively; (2) the words “Government” and “Contracting Officer” do not change when a right, act, authorization or obligation can be granted or performed only by the Government or when title to property is to be transferred directly to the Government; and (3) where a clause specifies the number of days in which Seller must act, that number shall be reduced by half. Seller shall include any applicable clauses in their contracts/orders with lower-tier suppliers to the extent specified in the clauses.

**A. All Orders**

52.203-15	Whistleblower Protections Under the American Recovery and Reinvestment Act
52.203-1	Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements
52.204-2	Security Requirements
52.204-9	Personal Identity Verification of Contractor Personnel
52.204-18	Commercial and Government Entity Code Maintenance
52.204-21	Basic Safeguarding of Covered Contractor Information Systems
52.204-23	Prohibition on Contracting for Hardware, Software, and Services Developed or Provided by Kaspersky Lab and Other Covered Entities
52.204-25	Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment
52.204-27	Prohibition on a ByteDance Covered Application
52.204-30	Federal Acquisition Supply Chain Security Act Order – Prohibition
52.211-5	Material Requirements
52.211-15	Defense Priority and Allocation Requirements
52.215-15	Pension Adjustment and Asset Reversions
52.215-18	Reversion or Adjustment of Plans for Postretirement Benefits (PRB) Other Than Pensions
52.215-19	Notification of Ownership Changes
52.219-8	Utilization of Small Business Concerns
52.219-28	Post-Award Small Business Program Representation
52.222-4	Contract Work Hours and Safety Standards – Overtime Compensation
52.222-21	Prohibition of Segregated Facilities

52.222-26	Equal Opportunity
52.222-41	Service Contract Labor Standards
52.222-50	Combating Trafficking in Persons
52.223-3	Hazardous Material Identification and Material Safety Data
52.223-5	Pollution Prevention and Right-to-Know Information
52.223-7	Notice of Radioactive Materials
52.223-11	Ozone Depleting Substances and High Global Warming Potential Hydrofluorocarbons
52.224-1	Privacy Act Notification
52.224-2	Privacy Act
52.225-1	Buy American Act – Supplies
52.225-2	Buy American Act Certificate
52.225-3	Buy American Act – Free Trade Agreements – Israel Trade Act
52.225-5	Trade Agreements
52.225-8	Duty-free Entry
52.225-13	Restrictions on Certain Foreign Purchases
52.227-9	Refund of Royalties
52.227-10	Filing of Patent Applications - Classified Subject Matter
52.227-11	Patent Rights – Ownership by the Contractor
52.227-13	Patent Rights-Ownership by the Government
52.227-14	Rights in Data – General
52.229-3	Federal, State, and Local Taxes
52.232-39	Unenforceability of Unauthorized Obligations
52.232-40	Providing Accelerated Payments to Small Business Subcontractors
52.233-1	Disputes
52.233-3	Protest After Award
52.234-1	Industrial Resources Developed Under Title III, Defense Production Act
52.236-13	Accident Prevention
52.244-6	Subcontracts for Commercial Products and Commercial Services
52.245-1	Government Property
52.245-9	Use and Charges
52.246-2	Inspection of Supplies – Fixed Price
52.246-4	Inspection of Services – Fixed Price
52.246-16	Responsibility for Supplies
52.246-26	Reporting Nonconforming Items
52.247-63	Preference for U.S. Flag Air Carriers
52.247-64	Preference for Privately Owned U.S. Flag Commercial Vessels
52.249-2	Termination for Convenience of the Government (Fixed-Price)
52.249-8	Default (Fixed-Price Supply and Service)
252.203-7002	Requirement to Inform Employees of Whistleblower Rights
252.204-7000	Disclosure of Information
252.204-7008	Compliance with Safeguarding Covered Defense Information Controls
252.204-7009	Limitations on the Use and Disclosure of Third-Party Contractor Reported Cyber Incident Information

- 252.204-7012 Safeguarding Covered Defense Information and Cyber Incident
- 252.204-7014 Limitations on the Use of Disclosure of Information by Litigation Support Contractors
- 252.204-7015 Notice of Authorized Disclosure of Information for Litigation Support
- 252.204-7018 Prohibition on the Acquisition of Covered Defense Telecommunications Equipment or Services
- 252.204-7019 Notice of NIST SP 800-171 DoD Assessment Requirements
- 252.204-7020 NIST SP 800-171 DoD Assessment Requirements
- 252.204-7021 Contractor Compliance with the Cybersecurity Maturity Model Certification Level Requirement
- 252.208-7000 Intent to Furnish Precious Metals as Government-Furnished Material
- 252.211-7003 Item Unique Identification and Valuation
- 252.222-7000 Restrictions on Employment of Personnel
- 252.223-7006 Prohibition on Storage and Disposal of Toxic and Hazardous Materials
- 252.223-7007 Safeguarding Sensitive Conventional Arms, Ammunition, and Explosives
- 252.223-7008 Prohibition of Hexavalent Chromium
- 252.225-7000 Buy American Act-Balance of Payments Program Certificate
- 252.225-7001 Buy American Act and Balance of Payments Program
- 252.225-7006 Acquisition of the American Flag
- 252.225-7007 Prohibition on Acquisition of United States Items from Communist Chinese Military Companies
- 252.225-7008 Restriction on Acquisition of Specialty Metals
- 252.225-7009 Restriction on Acquisition of Certain Articles Containing Specialty Metals
- 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
- 252.225-7021 Trade Agreements
- 252.225-7025 Restrictions on Acquisition of Forgings
- 252.225-7028 Exclusionary Policies and Practices of Foreign Governments
- 252.225-7030 Restriction on Acquisition of Carbon Alloy and Armor Steel Plate
- 252.225-7036 Buy American Act – Free Trade Agreements – Balance of Payments Program
- 252.225-7043 Anti-Terrorism/Force Protection Policy for Defense Contractors Outside the United States
- 252.225-7048 Export-Controlled Items
- 252.225-7052 Restriction on the Acquisition of Certain Magnets and Tungsten
- 252.225-7056 Prohibition Regarding Business Operations with the Maduro Regime
- 252.225-7058 Postaward Disclosure of Employment of Individuals Who Work in the People’s Republic of China
- 252.225-7060 Prohibition on Certain Procurements from the Xinjiang Uyghur Autonomous Region
- 252.227-7013 Rights in Technical Data
- 252.227-7014 Rights in Other Than Commercial Computer Software and Other Than Commercial Computer Software Documentation
- 252.227-7015 Technical Data - Commercial Products and Commercial Services
- 252.227-7016 Rights in Bid or Proposal Information
- 252.227-7019 Validation of Asserted Restrictions - Computer Software

- 252.227-7025 Limitations on the Use or Disclosure of Government Furnished Information Marked with Restrictive Legends
- 252.227-7030 Technical Data - Withholding of Payment
- 252.227-7037 Validation of Restrictive Markings of Technical Data
- 252.228-7001 Ground and Flight Risk
- 252.229-7011 Reporting of Foreign Taxes – US Assistance Programs
- 252.235-7003 Frequency Authorization
- 252.235-7004 Protection of Human Subjects
- 252.239-7018 Supply Chain Risk
- 252.243-7001 Pricing of Contract Modifications
- 252.244-7000 Subcontracts for Commercial Products or Commercial Services
- 252.245-7005 Management and Reporting of Government Property
- 252.246-7001 Warranty of Data
- 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
- 252.247-7023 Transportation of Supplies by Sea
- 252.249-7002 Notification of Anticipated Contract Termination or Reduction

**B. Orders over \$3,500**

- 52.222-54 Employment Eligibility Verification

**C. Orders over \$10,000**

- 52.222-40 Notification of Employee Rights Under the National Labor Relations Act

**D. Orders over \$15,000**

- 52.222-20 Contracts for Materials, Supplies, Articles and Equipment Exceeding \$15,000
- 52.222-36 Equal Opportunity for Workers with Disabilities

**E. Orders over \$30,000**

- 52.204-10 Reporting Executive Compensation and First-Tier Subcontract Awards

**F. Orders over \$35,000**

- 52.209-6 Protecting the Government's Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment

**G. Orders Over \$150,000**

- 52.203-7 Anti-Kickback Procedures
- 52.203-11 Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions
- 52.203-12 Limitation on Payments to Influence Certain Federal Transactions
- 52.222-35 Equal Opportunity for Veterans
- 52.222-37 Employment Reports on Special Veterans

#### **H. Orders over \$250,000**

- 52.203-3 Gratuities
- 52.203-5 Covenant Against Contingent Fees
- 52.203-6 Restrictions on Subcontractor Sales to the Government
- 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
- 52.203-16 Preventing Conflicts of Interest
- 52.203-17 Contractor Employee Whistleblower Rights and Requirement to Inform Employees of Whistleblower Rights
- 52.215-2 Audit and Records – Negotiation
- 52.215-14 Integrity of Unit Prices
- 52.215-22 Limitations on Pass-Through Charges – Identification of Subcontract Effort
- 52.215-23 Limitations on Pass-Through Charges
- 52.227-1 Authorization and Consent
- 52.227-2 Notice and Assistance Regarding Patent and Copyright Infringement
- 52.248-1 Value Engineering
- 252.203-7001 Prohibition on Persons Convicted of Fraud or Other Defense-Contract-Related Felonies

#### **I. Orders over \$500,000**

- 252.226-7001 Utilization of Indian Organizations, Indian-Owned Economic Enterprises, and Native Hawaiian Small Business Concerns

#### **J. Orders over \$550,000**

- 52.209-7 Information Regarding Responsibility Matters

#### **K. Orders over \$750,000**

- 52.219-9 Small Business Subcontracting Plan
- 252.219-7003 Small Business Subcontracting Plan

#### **L. Orders over \$1,000,000**

- 252.222-7006 Restrictions on the Use of Mandatory Arbitration Agreements
- 252.225-7033 Waiver of United Kingdom Levies

#### **M. Orders over \$2,000,000**

- 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 Certified Cost or Pricing Data
- 52.215-11 Price Reduction for Defective Certified Cost or Pricing Data – Modifications
- 52.215-12 Subcontractor Certified Cost or Pricing Data
- 52.215-13 Subcontractor Certified Cost or Pricing Data – Modifications
- 52.215-20 Requirements for Certified Cost or Pricing Data and Data Other Than Cost or Pricing Data

- 52.215-21 Requirements for Certified Cost or Pricing Data and Data Other Than Cost or Pricing Data  
– Modifications
- 52.230-2 Cost Accounting Standards
- 52.230-3 Disclosure and Consistency of Cost Accounting Practices
- 52.230-4 Disclosure and Consistency of Cost Accounting Practices – Foreign Concerns
- 52.230-5 Cost Accounting Standards – Educational Institution
- 52.230-6 Administration of Cost Accounting Standards

**N. Orders over \$6,000,000**

- 52.203-13 Contractor Code of Business Ethics and Conduct
- 252.203-7004 Display of Hotline Posters