

LOCKHEED MARTIN CORPORATION

PRIME SUPPLEMENTAL FLOWDOWN DOCUMENT (PSFD)

**ADDITIONAL TERMS AND CONDITIONS FOR SUBCONTRACTS/PURCHASE ORDERS
UNDER**

ISDD
CONTRACT NUMBER N00019-12-C-0070
Preliminary Task "Only"

Generated using Lockheed Martin CorpDocs 2012 Version

01 February 2012

The Terms and Conditions listed below are incorporated by reference and made a part of this Contract, Purchase Order or Schedule Agreement. Unless otherwise limited in this Contract, Purchase Order or Schedule Agreement each document applies in its entirety.

In the event of a conflict between the version or date of a clause set out in this documents and the version or date of a clause set out in the identified CorpDocs, the version or date of the clauses set out in this document shall take precedence.

To the extent that any clause included in this PSFD is inapplicable to the performance of this Contract, the parties shall consider such clauses to be self-deleting and shall not impose any obligations upon the SELLER.

1. The dates of the following FAR, DFARS clauses are modified as follows: RESERVED

2. The following FAR, DFARS and NAVAIR clauses are added:

5252.247-9510 Preservation, Packaging, Packing and Marking for Foreign Military Sales (FMS) Requirements (NAVAIR) (OCT 2005)

5252.247-9507 Packaging and Marking of Reports (NAVAIR) (OCT 2005)

52.246-8 Inspection of Research and Development-Cost Reimbursement (MAY 2001)

5252.211-9510 Contractor Employees (NAVAIR) (MAY 2011)

5252.227-9501 Invention Disclosures and Reports (NAVAIR) (MAY 1998) –Government point of contact for receipt of reports under the Patent Rights Clause:

Office of Counsel, AIR-11.0
Attn: Patent Counsel
Building 2272, Suite 257
NAVAIRSYSCOMHQ
47123 Buse Road, Unit Moffet
Patuxent River, MD 20670-1547

5252.227-9507 Notice Regarding the Dissemination of Export-Controlled Technical Data (NAVAIR) (OCT 2005)

5252.227-9511 Disclosure, Use and Protection of Proprietary Information (NAVAIR) (FEB 2009) – The term “prime contractor” means “Seller.”

5252.228-9501 Liability Insurance (NAVAIR) (MAR 1999)

5252.232-9509 Reimbursement of Travel, Per Diem, and Special Material Costs (NAVAIR) (OCT 2006)

52.228-3 Workers Compensation Insurance (Defense Base Act) (APR 1984)

52.243-2-Alt II Changes-Cost-Reimbursement (AUG 1987) Alternate II (APR 1984) – This clause applies only to cost reimbursement subcontracts. "Contracting Officer" and "Government" mean "Lockheed Martin." In paragraph (a) add as subparagraph (4) "Delivery schedule." In paragraph (d) the reference to the disputes clause is deleted.

52.245-9 Use and Charges (AUG 2010) – Communications with the Government under this clause will be made through Lockheed Martin.

52.251-1 Government Supply Sources (AUG 2010)

252.219-7004 Small Business Subcontracting Plan (Test Program) (JAN 2011) – This clause applies only if the seller is a participant in the DoD Test Program for the Negotiation of Comprehensive Small Business Subcontracting Plans.

252.225-7012 Preference for Certain Domestic Commodities (JUN 2010)

252.225-7028 Exclusionary Policies and Practices of Foreign Governments (APR 2003)

252.227-7013-Alt I Rights in Technical Data-Noncommercial Items (SEP 2011) Alt I (JUN 1995)

252.227-7014-Alt I Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation (MAR 2011) Alt I (JUN 1995)

252.235-7011 Final Scientific or Technical Report (NOV 2004)

252.239-7001 Information Assurance Contractor Training and Certification (JAN 2008)

252.239-7016 Telecommunications Security Equipment, Devices, Techniques and Services (DEC 1991)

252.243-7002 Requests for Equitable Adjustment (MAR 1998)

252.244-7000 Subcontracts for Commercial Items and Commercial Components (DOD Contracts) (SEP 2011)

252.225-7009 Restriction on Acquisition of Certain Articles Containing Specialty Metals (JAN 2011) (10 U.S.C. 2533b)

252.225-7039, Contractors Performing Private Security Functions (AUG 2011) (Section 862 of Pub. L. 110-181, as amended by section 853 of Pub. L. 110-417 and sections 831 and 832 of Pub. L. 111-383)

252.236-7013 Requirement for Competition Opportunity for American Steel Producers, Fabricators, and Manufacturers (JAN 2009) (Pub. L. 110-329, Division E, Section 108)

252.237-7010 Prohibition on Interrogation of Detainees by Contractor Personnel (NOV 2010) (Section 1038 of Pub. L. 111-84)

252.237-7019 Training for Contractor Personnel Interacting with Detainees (SEP 2006) (Section 1092 of Pub. L. 108-375)

252.245-7001 Tagging, Labeling and Marking of Government Furnished Property (FEB 2011) – This clause applies only if the subcontract Statement of Work or other contractual requirements document identifies any items subject to serialized tracking.

252.246-7001 Warranty of Data (DEC 1991) - This clause applies to subcontracts for noncommercial items only. "Government" means "Lockheed Martin or the Government." "Contracting Officer" means "Lockheed Martin." The last sentence in paragraph (b) is changed to read as follows: The warranty period shall extend for three years after completion of delivery of the data to Lockheed Martin, or if the data is delivered to the Government, either by Lockheed Martin or Seller, the warranty period shall extend for three years after delivery to the Government.

252.225-7027 Restriction on Contingent Fees for Foreign Military Sales (APR 2003)

252.234-7002 Earned Value Management System (MAY 2011) – This clause is applicable when subcontract value is \$20,000,000 or more and a cost or incentive contract is contemplated. In paragraph (e) "Government" means "Lockheed Martin and Government." Paragraphs (i) and (j) are deleted.

5252.204-9504 Disclosure of Contract Information (NAVAIR) (JAN 2007) (VARIATION)

52.219-9 Small Business Subcontracting Plan (JAN 2011) – This clause does not apply if seller is a participant in the DoD Test Program for the Negotiation of Comprehensive Small Business Subcontracting Plans.

252.219-7003 Small Business Subcontracting Plan (DoD Contracts) (SEP 2011)