

**FAR and DFARS Flow downs – Commercial Items Under U.S. Government Contract****FEDERAL ACQUISITION REGULATION (FAR), DEPARTMENT OF DEFENSE (DoD) FAR SUPPLEMENT (DFARS)**

The following clauses set forth in the FAR and DFARS as in effect on the date of this purchase order, unless otherwise noted, are incorporated herein by reference. Where necessary to make the clauses applicable to this purchase order, "Contractor" shall mean "Seller," "Contracting Officer" shall mean "Buyer," and the "Government" shall mean "Buyer" or the "Government" whenever appearing in the clauses, unless otherwise noted. Seller shall include the following clauses in its lower-tier purchase orders as required. Clauses in this document may not apply to specific purchase orders due to, for example, dollar thresholds, the type of purchase order, or Mandatory Flow Down requirements of a particular prime contract. Clauses that are not applicable are deemed self-deleting. It is the Seller's obligation to contact Curtiss-Wright regarding the applicability of the following clauses.

**All Orders**

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| 52.203-3         | Gratuities                                                                                                                         |              | Cyber Incident Reporting (In subparagraph (c) (1)                                                                                                                                                                                                    |
| 52.203-19        | Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements                                                 |              | (ii), Seller shall rapidly Report any cyber incident to the Department of Defense (DOD) at <a href="http://dibnet.dod.mil">http://dibnet.dod.mil</a> and to Buyer's authorized Purchasing Representative within seventy two (72) hours of discovery) |
| 52.204-21        | Basic Safeguarding of Covered Contractor Information Systems                                                                       | 252.204-7014 | Limitations on the Use or Disclosure of Information by Litigation Support Contractors                                                                                                                                                                |
| 52.204-9         | Personal Identity Verification of Contractor Personnel                                                                             | 252.204-7015 | Disclosure of Information to Litigation Support Contractors                                                                                                                                                                                          |
| 52.204-23        | Prohibition on Contracting for Hardware, Software, and Services Developed or Provided by Kaspersky Lab and Other Covered Entities. | 252.204-7008 | Compliance with Safeguarding Covered Defense Information Controls                                                                                                                                                                                    |
| 52.204-24        | Representation Regarding Certain Telecommunications and Video Surveillance Services or Equipment.                                  | 252.204-7018 | Prohibition on the Acquisition of Covered Defense Telecommunications Equipment or Services                                                                                                                                                           |
| 52.204-25        | Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment                             | 252.204-7020 | NIST SP 800-171 DoD Assessment Requirements                                                                                                                                                                                                          |
| 52.204-27        | Prohibition on a ByteDance Covered Application                                                                                     | 252.225-7001 | Buy American Act and Balance of Payments Program. (Applies in lieu of FAR 52.225-1.)                                                                                                                                                                 |
| 52.209-5         | Certification Regarding Debarment, Suspension, Proposed Debarment, and Other Responsibility Matters                                | 252.225-7007 | Prohibition on Acquisition of United States Munitions List Items from Communist Chinese Military Companies                                                                                                                                           |
| 52.211-15        | Defense Priority and Allocation Requirements                                                                                       | 252.225-7008 | Restriction on Acquisition of Specialty Metals                                                                                                                                                                                                       |
| 52.222-21        | Prohibition of Segregated Facilities                                                                                               | 252.225-7009 | Restriction on Acquisition of Certain Articles Containing Specialty Metals (OCT 2014)                                                                                                                                                                |
| 52.222-26        | Equal Opportunity                                                                                                                  |              | Duty-Free Entry                                                                                                                                                                                                                                      |
| 52.222-41        | Service Contract Act of 1965                                                                                                       | 252.225-7013 | Trade Agreements                                                                                                                                                                                                                                     |
| 52.222-50        | Combating Trafficking in Persons                                                                                                   | 252.225-7021 | Restriction on Acquisition of Carbon Alloy and Armor Steel Plate                                                                                                                                                                                     |
| 52.222-90        | Addressing DEI Discrimination by Federal Contractors                                                                               | 252.225-7030 | Anti-Terrorism/Force Protection Policy for Defense Contractors outside the United States                                                                                                                                                             |
| 52.223-3         | Hazardous Material Identification and Material Safety Data                                                                         | 252.225-7043 | Export-Controlled Items                                                                                                                                                                                                                              |
| 52.223-4         | Recovered Material Certification                                                                                                   | 252.225-7048 | Technical Data-Commercial Items (the term "Government" shall remain throughout this clause, the term "Contracting Officer" shall mean both "Contracting Officer and Buyer")                                                                          |
| 52.225-1         | Buy American Act – Supplies                                                                                                        | 252.227-7015 | Validation of Restrictive Markings on Technical Data                                                                                                                                                                                                 |
| 52.225-2         | Buy American Act Certificate                                                                                                       |              | Reporting of Foreign Taxes - US Assistance Programs                                                                                                                                                                                                  |
| 52.225-8         | Duty-Free Entry                                                                                                                    |              | Requirements for Competition Opportunity for American Steel Producers, Fabricators, and Manufacturers                                                                                                                                                |
| 52.225-13        | Restrictions on Certain Foreign Purchases                                                                                          |              | Cloud Computing Services                                                                                                                                                                                                                             |
| 52.226-8         | Encouraging Contractor Policies to Ban Text Messaging While Driving                                                                | 252.227-7037 | Supply Chain Risk                                                                                                                                                                                                                                    |
| 52.222-25        | Affirmative Action Compliance                                                                                                      | 252.229-7011 | Subcontracts for Commercial Items                                                                                                                                                                                                                    |
| 52.232-39        | Unenforceability of Unauthorized Obligations                                                                                       |              | Notification of Potential Safety Issues                                                                                                                                                                                                              |
| 52.232-40        | Providing Accelerated Payments to Small Business Subcontractors                                                                    | 252.236-7013 | Contractor Counterfeit Electronic Part Detection and Avoidance System (For paragraphs (a)-(e) the term "Contractor" shall mean "Seller" and the term "Contracting Officer" shall mean both "Contracting Officer" and "Buyer")                        |
| 52.240-1         | Prohibition on Unmanned Aircraft Systems Manufactured or Assembled by American Security Drone Act-Covered Foreign Entities         | 252.239-7010 | Sources of Electronic Parts                                                                                                                                                                                                                          |
| 52.240-91        | Security Prohibitions and Exclusions                                                                                               | 252.239-7018 | Transportation of Supplies by Sea                                                                                                                                                                                                                    |
| 52.244-6         | Subcontracts for Commercial Items                                                                                                  | 252.244-7000 | Notification of Transportation of Supplies by Sea                                                                                                                                                                                                    |
| 52.245-1, Alt. 1 | Government Property (except in clauses (e)(1),(e)(2)(ii),(e)(3)(i),(f)(1)(ii), the term "Government" shall remain)                 | 252.246-7003 | Notification of Anticipated Contract Termination or Reduction. (Delete paragraph (d)(1) and the first five words of paragraph (d)(2).)                                                                                                               |
| 52.247-63        | Preference for U.S. Flag Air Carriers                                                                                              | 252.246-7007 |                                                                                                                                                                                                                                                      |
| 52.247-64        | Preference for Privately Owned U.S.-Flag Commercial Vessels                                                                        | 252.246-7008 |                                                                                                                                                                                                                                                      |
| 252.203-7002     | Requirements to Inform Employees of Whistleblower Rights                                                                           | 252.247-7023 |                                                                                                                                                                                                                                                      |
| 252.204-7000     | Disclosure of Information                                                                                                          | 252.247-7024 |                                                                                                                                                                                                                                                      |
| 252.204-7009     | Limitations on the Use and Disclosure of Third-Party Contractor Reported Cyber Incident Information                                | 252.249-7002 |                                                                                                                                                                                                                                                      |
| 252.204-7012     | Safeguarding Covered Defense Information and                                                                                       |              |                                                                                                                                                                                                                                                      |

**All Orders Greater than \$3,000 (Greater than \$3,500 if Prime Contract dated on or after October 1, 2015; Greater than \$150,000 if Prime Contract dated on or after November 1, 2021)**

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| 52.222-54 | Employment Eligibility Verification |
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**FAR and DFARS Flow downs – Commercial Items Under U.S. Government Contract****FEDERAL ACQUISITION REGULATION (FAR), DEPARTMENT OF DEFENSE (DoD) FAR SUPPLEMENT (DFARS)****All Orders of \$10,000 and Greater**

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

**All Orders Greater than \$15,000**

52.222-36 Equal Opportunity for Workers with Disabilities

**All Orders of Greater than \$150,000**

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| 52.203-6, Alt. I | Restrictions on Subcontractor Sales to the Government                                     | 52.203-17    | Contractor Employee Whistleblower Rights and Requirement to Inform Employees of Whistleblower Rights |
| 52.203-11        | Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions | 52.219-8     | Utilization of Small Business Concerns                                                               |
| 52.203-12        | Limitation on Payments to Influence Certain Federal Transactions                          | 52.222-35    | Equal Opportunity for Veterans                                                                       |
| 52.203-16        | Preventing Personal Conflicts of Interest                                                 | 52.222-37    | Employment Reports on Veterans                                                                       |
|                  |                                                                                           | 252.225-7006 | Acquisition of the American Flag                                                                     |
|                  |                                                                                           | 252.225-7012 | Preference for Certain Domestic Commodities                                                          |

**All Orders Greater than \$500,000**

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

**All Orders of \$500,000 or Greater (\$550,000 or Greater if Prime Contract dated on or after Sep 28, 2006 through Sep 30, 2010; \$650,000 or Greater if dated on or after Oct 1, 2010 through Sep 30, 2015; \$700,000 or Greater if dated on or after Oct 1, 2015; \$750,000 if after Oct 2022; \$900,000 if after Oct 1 2025)**

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| 52.219-9 | Small Business Subcontracting Plan | 252.219-7003 | Small Business Subcontracting Plan (DOD Contracts) |
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**All Orders of \$5,000,000 and Greater and a Period of Performance of greater than 120 days (\$5.5 Million or Greater if Prime Contract dated on or after Oct 1, 2015; \$6 Million or Greater if on or after Nov 2021)**

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| 52.203-13    | Contractor Code of Business Ethics and Conduct |
| 252.203-7003 | Agency Office of the Inspector General         |