

# SEAKR ENGINEERING, LLC FLOW DOWN CLAUSES APPLICABLE TO SALES CONTRACT #D2242

The following clauses from the Federal Acquisition Regulation (“FAR”) and the Defense Federal Acquisition Regulation Supplement (“DFARS”) are incorporated into the Order by reference where applicable and form a part of the terms and conditions of the Order. The full text of the FAR clauses may be found at [acquisition.gov/browse/index/far](http://acquisition.gov/browse/index/far). The full text of the DFARS clauses may be found at [acquisition.gov/dfars](http://acquisition.gov/dfars). Seller agrees to flow down all applicable FAR and DFARS clauses to lower-tier subcontractors.

Where necessary to make the language of the FAR and DFARS clauses pertinent to the Order, the term “contractor” shall mean “Seller,” the term “contract” shall mean “the Order,” and the terms “government,” “contracting officer,” and equivalent terms and phrases shall mean “SEAKR Engineering, LLC.”

## PROVISIONS OF THE FEDERAL ACQUISITION REGULATION INCORPORATED BY REFERENCE

The following FAR clauses apply to this Subcontract:

- 52.203-2 Certificate of Independent Price Determination  
(Apr 1985)
- 52.203-15 Whistleblower Protections Under the American Recovery and Reinvestment Act of 2009  
(Jun 2010)
- 52.209-7 Information Regarding Responsibility Matters  
(Jul 2013)
- 52.209-10 Prohibition on Contracting with Inverted Domestic Corporations  
(May 2012)
- 52.212-5 Contract Terms and Conditions Required to Implement Statutes or Executive Orders—  
Commercial Items  
(May 2014)
- 52.215-6 Place of Performance  
(Oct 1997)
- 52.215-22 Limitations on Pass-Through Charges—Identification of Subcontract Effort  
(Oct 2009)
- 52.219-1 Small Business Program Representations  
(Apr 2012)
- 52.219-16 Liquidated Damages—Subcontracting Plan  
(Jan 1999)
- 52.219-28 Post-Award Small Business Program Rerepresentation  
(Jul 2013)
- 52.223-3 Hazardous Material Identification and Material Safety Data  
(Jan 1997)
- 52.227-3 Patent Indemnity  
(Apr 1984)
- 52.227-13 Patent Rights—Ownership by the Government

(Dec 2007)  
52.232-17 Interest  
(May 2014)  
52.234-4 Earned Value Management System  
(May 2014)  
52.237-3 Continuity of Services  
(Jan 1991)  
52.242-3 Penalties for Unallowable Costs  
(May 2014)  
52.245-1 Government Property  
(Apr 2012)  
52.245-2 Government Property Installation Operation Services  
(Apr 2012)  
52.245-9 Use and Charges  
(Apr 2012)  
52.246-7 Inspection of Research and Development—Fixed-Price  
(Aug 1996)  
52.246-11 Higher-Level Contract Quality Requirement  
(Feb 1999)  
52.246-16 Responsibility for Supplies  
(Apr 1984)  
52.247-5 Familiarization with Conditions  
(Apr 1984)  
52.248-1 Value Engineering Alternate I (Apr 1984)  
(Apr 1984)  
52.249-8 Default (Fixed-Price Supply and Service)  
(Apr 1984)  
52.251-1 Government Supply Sources  
(Apr 2012)

PROVISIONS OF THE DEFENSE FEDERAL ACQUISITION REGULATIONS SUPPLEMENT INCORPORATED BY REFERENCE

The following DFAR clauses apply to this Subcontract:

252.203-7000 Requirements Relating to Compensation of Former DoD Officials.  
(Sep 2011)  
252.203-7001 Prohibition on Persons Convicted of Fraud or Other Defense-Contract-Related Felonies.  
(Dec 2008)  
252.203-7002 Requirement to Inform Employees of Whistleblower Rights.  
(Sep 2013)  
252.203-7003 Agency Office of the Inspector General.  
(Dec 2012)  
252.203-7004 Display of Fraud Hotline Poster(s).  
(Dec 2012)  
252.204-7000 Disclosure of Information.  
(Aug 2013)  
252.204-7003 Control of Government Personnel Work Product.  
(Apr 1992)

252.204-7005 Oral Attestation of Security Responsibilities.  
(Nov 2001)

252.204-7010 Requirement for Contractor to Notify DoD if the Contractor's Activities are Subject to Reporting Under the U.S.-International Atomic Energy Agency Additional Protocol.  
(Jan 2009)

252.204.7012 Safeguarding of Unclassified Controlled Technical Information.  
(Nov 2013)

252.205-7000 Provision of Information to Cooperative Agreement Holders.  
(Dec 1991)

252.208-7000 Intent to Furnish Precious Metals as Government-Furnished Material.  
(Dec 1991)

252.209-7001 Disclosure of Ownership or Control by the Government of a Terrorist Country.  
(Jan 2009)

252.209-7004 Subcontracting with Firms That Are Owned or Controlled by the Government of a Terrorist Country.  
(Mar 2014)

252.211-7000 Acquisition Streamlining.  
(Oct 2010)

252.211-7003 Item Identification and Valuation.  
(Dec 2013)

252.211-7007 Reporting of Government-Furnished Property.  
(Aug 2012)

252.215-7000 Pricing Adjustments.  
(Dec 2012)

252.215-7002 Cost Estimating System Requirements.  
(Dec 2012)

252.219-7003 Small Business Subcontracting Plan (DoD Contracts). - Alternate I  
(Oct 2010)

252.219-7004 Small Business Subcontracting Plan (Test Program).  
(Jan 2011)

252.222-7000 Restrictions on Employment of Personnel.  
(Mar 2000)

252.222-7006 Restrictions on the Use of Mandatory Arbitration Agreements  
(Dec 2010)

252.223-7001 Hazard Warning Labels.  
(Dec 1991)

252.223-7002 Safety Precautions for Ammunition and Explosives.  
(May 1994)

252.223-7003 Change in Place of Performance—Ammunition and Explosives.  
(Dec 1991)

252.223-7004 Drug-Free Work Force.  
(Sep 1988)

252.223-7006 Prohibition on Storage and Disposal of Toxic and Hazardous Materials.  
(Apr 2012)

252.223-7007 Safeguarding Sensitive Conventional Arms, Ammunition, and Explosives.  
(Sep 1999)

252.223-7008 Prohibition of Hexavalent Chromium.  
(May 2011)

252.225-7000 Buy American Statute—Balance of Payments Program Certificate.  
(Jan 2014)

252.225-7001 Buy American and Balance of Payments Program.  
(Dec 2012)

252.225-7001 Buy American and Balance of Payments Program. - Alternate I  
(Jan 2014)

252.225-7004 Report of Intended Performance Outside the United States and Canada—Submission after Award.  
(Oct 2010)

252.225-7007 Prohibition on Acquisition of United States Munitions List Items from Communist Chinese Military Companies.  
(Sep 2006)

252.225-7008 Restriction on Acquisition of Specialty Metals.  
(Mar 2013)

252.225-7009 Restriction on Acquisition of Certain Articles Containing Specialty Metals.  
(Jun 2013)

252.225-7010 Commercial Derivative Military Article—Specialty Metals Compliance Certificate.  
(Jul 2009)

252.225-7012 Preference for Certain Domestic Commodities.  
(Feb 2013)

252.225-7013 Duty-Free Entry.  
(Oct 2013)

252.225-7015 Restriction on Acquisition of Hand or Measuring Tools.  
(Jun 2005)

252.225-7016 Restriction on Acquisition of Ball and Roller Bearings.  
(Jun 2011)

252.225-7019 Restriction on Acquisition of Anchor and Mooring Chain.  
(Dec 2009)

252.225-7021 Trade Agreements.  
(Oct 2013)

252.225-7025 Restriction on Acquisition of Forgings.  
(Dec 2009)

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

252.225-7033 Waiver of United Kingdom Levies.  
(Apr 2003)

252.225-7043 Antiterrorism/Force Protection Policy for Defense Contractors Outside the United States.  
(Mar 2006)

252.225-7048 Export-Controlled Items.  
(Jun 2013)

252.226-7001 Utilization of Indian Organizations and Indian-Owned Economic Enterprises—DoD Contracts  
(Sep 2004)

252.227-7013 Rights in Technical Data—Noncommercial Items.  
(Feb 2014)

252.227-7014 Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation.  
(Feb 2014)

252.227-7015 Technical Data–Commercial Items.  
(Feb 2014)

252.227-7017 Identification and Assertion of Use, Release, or Disclosure Restrictions.  
(Jan 2011)

252.227-7018 Rights in Noncommercial Technical Data and Computer Software– Small Business Innovation Research (SBIR) Program.  
(Feb 2014)

252.227-7019 Validation of Asserted Restrictions–Computer Software.  
(Sep 2011)

252.227-7022 Government Rights (Unlimited).  
(Mar 1979)

252.227-7025 Limitations on the Use or Disclosure of Government-Furnished Information Marked with Restrictive Legends.  
(May 2013)

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.  
(Jun 1995)

252.227-7030 Technical Data–Withholding of Payment.  
(Mar 2000)

252.227-7033 Rights in Shop Drawings.  
(Apr 1966)

252.227-7037 Validation of Restrictive Markings on Technical Data.  
(Jun 2013)

252.227-7038 Patent Rights–Ownership by the Contractor (Large Business).  
(Jun 2012)

252.227-7039 Patents–Reporting of Subject Inventions.  
(Apr 1990)

252.228-7001 Ground and Flight Risk.  
(Jun 2010)

252.228-7005 Accident Reporting and Investigation Involving Aircraft, Missiles, and Space Launch Vehicles.  
(Dec 1991)

252.229-7004 Status of Contractor as a Direct Contractor (Spain).  
(Jun 1997)

252.229-7011 Reporting of Foreign Taxes–U.S. Assistance Programs.  
(Sep 2005)

252.234-7002 Earned Value Management System.  
(May 2011)

252.235-7003 Frequency Authorization.  
(Mar 2014)

252.236-7000 Modification Proposals–Price Breakdown.  
(Dec 1991)

252.237-7023 Continuation of Essential Contractor Services.  
(Oct 2010)

252.239-7016 Telecommunications Security Equipment, Devices, Techniques, and Services.

(Dec 1991)  
252.239-7018 Supply Chain Risk.  
(Nov 2013)  
252.243-7001 Pricing of Contract Modifications.  
(Dec 1991)  
252.243-7002 Requests for Equitable Adjustment.  
(Dec 2012)  
252.244-7000 Subcontracts for Commercial Items.  
(Jun 2013)  
252.244-7001 Contractor Purchasing System Administration.  
(May 2014)  
252.246-7003 Notification of Potential Safety Issues.  
(Jun 2013)  
252.246-7007 Contractor Counterfeit Electronic Part Detection and Avoidance System  
(May 2014)  
252.247-7003 Pass-Through of Motor Carrier Fuel Surcharge Adjustment to the Cost Bearer.  
(Sep 2010)  
252.247-7022 Representation of Extent of Transportation by Sea.  
(Aug 1992)  
252.247-7023 Transportation of Supplies by Sea.  
(Apr 2014)  
252.247-7024 Notification of Transportation of Supplies by Sea.  
(Mar 2000)  
252.249-7002 Notification of Anticipated Contract Termination or Reduction.  
(Oct 2010)