When the items furnished under this Purchase Order ("PO") are for use in connection with a U.S. Government prime contract or subcontract, the following Federal Acquisition Regulation ("FAR") and Defense Federal Acquisition Regulation Supplement ("DFARS") clauses shall apply in accordance with the terms of the prime contract or higher-tier subcontract, or by operation of law or regulation, and are hereby incorporated by reference. The effective version of each clause shall be the version included in Buyer’s prime contract or subcontract (as amended and modified) under which this PO has been issued. In all clauses, except as otherwise required by law, the terms “Government,” “Contracting Officer,” and “Contractor” shall be deemed and interpreted to identify suitably the contracting parties herein and effect the proper intent of the provision. “Subcontractor,” however, shall mean “Seller’s Subcontractor” or “Seller” under this Purchase Order. Where a clause specifies the number of days in which an action is required, that number shall be reduced by half. Clauses marked with an asterisk apply to the extent, and with the Alternate(s), if any, included in Buyer’s contract.

I. The following FAR clauses apply as indicated and are incorporated by reference with the same force and effect as if they were given in full text.

Applicable to All Purchase Orders

52.202-1 Definitions
52.203-19 Prohibition on Contracting with Entities that Require Certain Internal Confidentiality Agreements or Statements
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
52.204-24 52.204-24 Representation Regarding Certain Telecommunications and Video Surveillance Services or Equipment
52.204-25 Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment.
52.211-5 Material Requirements
52.212-5 Contract Terms and Conditions Required to Implement Statutes or Executive Orders--Commercial Items
52.215-20 Requirements for Certified Cost or Pricing Data and Data Other Than Certified Cost or Pricing Data
52.215-21 Requirements for Certified Cost or Pricing Data and Data Other Than Certified Cost or Pricing Data – Modifications
52.216-7 Allowable Cost and Payment (other than a contract for a commercial item)
52.219-8 Utilization of Small Business Concerns
52.222-21 Prohibition of Segregated Facilities
52.222-22 Previous Contracts and Compliance Reports
52.222-25 Affirmative Action Compliance
52.222-26 Equal Opportunity
52.222-41 Service Contract Labor Standards
52.222-50* Combating Trafficking in Persons
52.222-51 Exempt from Application of the Services Contract Act to Contracts for Maintenance, Calibration, or Repair of Certain Equipment – Requirements
52.222-53 Exemption from Application of the Service Contract Act to Contracts for Certain Services – Requirements
52.222-55 Minimum Wages Under Executive Order 13688
52.225-8 Duty Free Entry
52.225-13 Restrictions on Certain Foreign Purchases
52.227-14* Rights in Data – General with Alternates II and III
52.227-16 Additional Data Requirements
52.233-3* Protest After Award Alt I
52.234-1 Industrial Resources Developed Under Title III, Defense Production Act.
52.242-1 Notice of Intent to Disallow Costs
52.242-13 Bankruptcy
52.242-15 Stop Work Order
52.243-2 Changes – Cost Reimbursement
52.244-6 Subcontracts for Commercial Items
52.246-3 Inspection of Supplies – Cost Reimbursement
52.246-5 Inspection of Services – Cost Reimbursement
52.247-64 Preference for Privately Owned U.S. Flag Commercial Vessels
52.247-67 Submission of Transportation Documents for Audit (applies when transportation will be a direct charge)
52.249-6 Termination (Cost Reimbursement)
52.249-14 Excusable Delays

Applicable to Purchase Orders Over $3,500
52.222-54 Employment Eligibility Verification
52.223-18 Encouraging Contractor Policies to Ban Text Messaging While Driving

Applicable to Purchase Orders Over $10,000
52.222-40 Notification of Employee Rights Under the National Labor Relations Act

Applicable to Purchase Orders Over $15,000
52.222-36 Equal Opportunity for Workers With Disabilities

Applicable to Purchase Orders Over $35,000
52.209-6 Protecting the Government’s Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment

Applicable to Purchase Orders Over $150,000
52.203-3 Gratuities
52.203-6 Restrictions on Subcontractor Sales to the Government
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
52.203-17 Contractor Employee Whistleblower Rights and Requirement to Inform Employees of Whistleblower Rights
52.204-4 Printed or Copied Double-Sided on Recycled Paper
52.215-2 Audit and Records - Negotiation
52.215-14 Integrity of Unit Prices
52.222-2 Payment for Overtime Premiums
52.222-35 Equal Opportunity for Veterans
52.222-37 Employment Reports on Veterans
52.227-2 Notice and Assistance Regarding Patent and Copyright Infringement

Applicable to Purchase Orders Over $250,000
52.222-21 Prohibition of Segregated Facilities
52.222-24 Representation Regarding Certain Telecommunications and Video Surveillance Services or Equipment
52.211-5 Material Requirements
52.215-20 Requirements for Certified Cost or Pricing Data and Data Other Than Certified Cost or Pricing Data
52.215-21 Requirements for Certified Cost or Pricing Data and Data Other Than Certified Cost or Pricing Data – Modifications
52.216-7 Allowable Cost and Payment (other than a contract for a commercial item)
52.219-8 Utilization of Small Business Concerns
52.222-21 Prohibition of Segregated Facilities
52.222-22 Previous Contracts and Compliance Reports
52.222-25 Affirmative Action Compliance
52.222-26 Equal Opportunity
52.222-41 Service Contract Labor Standards
52.222-50* Combating Trafficking in Persons
52.222-51 Exempt from Application of the Services Contract Act to Contracts for Maintenance, Calibration, or Repair of Certain Equipment – Requirements
52.222-53 Exemption from Application of the Service Contract Act to Contracts for Certain Services – Requirements
52.222-55 Minimum Wages Under Executive Order 13688
52.225-8 Duty Free Entry
52.225-13 Restrictions on Certain Foreign Purchases
52.227-14* Rights in Data – General with Alternates II and III
52.227-16 Additional Data Requirements
52.233-3* Protest After Award Alt I
52.234-1 Industrial Resources Developed Under Title III, Defense Production Act.
52.242-1 Notice of Intent to Disallow Costs
52.242-13 Bankruptcy
52.242-15 Stop Work Order
52.243-2 Changes – Cost Reimbursement
52.244-6 Subcontracts for Commercial Items
52.246-3 Inspection of Supplies – Cost Reimbursement
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52.249-6 Termination (Cost Reimbursement)
52.249-14 Excusable Delays

Applicable to Purchase Orders Over $3,500
52.222-54 Employment Eligibility Verification
52.223-18 Encouraging Contractor Policies to Ban Text Messaging While Driving

Applicable to Purchase Orders Over $10,000
52.222-40 Notification of Employee Rights Under the National Labor Relations Act

Applicable to Purchase Orders Over $15,000
52.222-36 Equal Opportunity for Workers With Disabilities

Applicable to Purchase Orders Over $35,000
52.209-6 Protecting the Government’s Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment

Applicable to Purchase Orders Over $150,000
52.203-3 Gratuities
52.203-6 Restrictions on Subcontractor Sales to the Government
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
52.203-17 Contractor Employee Whistleblower Rights and Requirement to Inform Employees of Whistleblower Rights
52.204-4 Printed or Copied Double-Sided on Recycled Paper
52.215-2 Audit and Records - Negotiation
52.215-14 Integrity of Unit Prices
52.222-2 Payment for Overtime Premiums
52.222-35 Equal Opportunity for Veterans
52.222-37 Employment Reports on Veterans
52.227-2 Notice and Assistance Regarding Patent and Copyright Infringement

Applicable to Purchase Orders Over $250,000
FAR 52.223-99, Ensuring Adequate COVID-19 Safety Protocols for Federal Contractors (Self-deleting if Seller is providing solely products)

Applicable to Purchase Orders Over $700,000
52.219-9 Small Business Subcontracting Plan
52.219-16 Liquidated Damages – Subcontracting Plan (when 52.219-9 applies)

Applicable to Purchase Orders Over $2,000,000
52.215-12 Subcontractor Certified Cost or Pricing Data (unless PO is exempt under FAR 15.403)
52.215-13 Subcontractor Certified Cost or Pricing Data – Modifications (unless PO is exempt under FAR 15.403)

Applicable to Purchase Orders Over $5,500,000
52.203-13 Contractor Code of Business Ethics and Conduct
52.203-14 Display of Hotline Posters

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Applicable to Purchase Orders Over $150,000
252.203-7001 Prohibition on Persons Convicted of Fraud or Other Defense-Contract Related Felonies
252.225-7012 Preference for Certain Domestic Commodities
252.225-7050 Disclosure of Ownership or Control by the Government of a Country that is a State Sponsor of Terrorism (N/A when FAR 52.204-7 is included)
252.225-7978 Restriction on Acquisition of Certain Magnets and Tungsten.

Applicable to Purchase Orders Over $500,000
252.226-7001 Utilization of Indian Organizations, Indian-Owned Economic Enterprises and Native Hawaiian Small Business Concerns (Buyer shall have no liability for incentive payments unless and until approved and paid by the Government)

Applicable to Purchase Orders Over $700,000
252.219-7003 Small Business Subcontracting Plan

Applicable to Purchase Orders Over $1,000,000
252.222-7006 Restriction on the Use of Mandatory Arbitration Agreements

Applicable to Purchase Orders Over $1,500,000
252.211-7000 Acquisition Streamlining

Applicable to Purchase Orders Over $5,500,000
252.203-7003 Agency Office of the Inspector General
252.203-7004 Display of Fraud Hotline Poster(s) (applies in lieu of FAR 52.203-14)

Applicable Only to the Extent Indicated
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 (if PO is subject to the provisions of the U.S. International Atomic Energy Agency Additional Protocol)
252.208-7000* Intent to Furnish Precious Metals as Government Furnished Material (if item being purchased under PO contains precious metals)
252.211-7000 Acquisition Streamlining
252.211-7003 Item Unique Identification and Valuation
252.219-7004 Small Business Subcontracting Plan (Test Program)
252.222-7000* Restrictions on Employment of Personnel
252.223-7001 Hazard Warning Labels (if PO requires submission of hazardous material data sheets)
252.223-7002 Safety Precautions for Ammunition and Explosives (if PO involves ammunition, explosives, or propellants)
252.223-7003 Change in Place of Performance – Ammunition and Explosives (applies if DFARS 252.223-7002 applies)
252.223-7006 Prohibition on Storage, Treatment, and Disposal of Toxic or Hazardous Materials (if the Seller will have access to a DoD installation under the PO)
252.223-7007 Safeguarding Sensitive Conventional Arms, Ammunition, and Explosives (if PO involves arms, ammunition, or explosives)
252.225-7001 Buy American and Balance of Payment Programs (applies in lieu of FAR 52.225-1 if work contains other than domestic components)
252.225-7002 Qualifying Country Sources as Subcontractors (in contracts including 252.225-7001, 252.225-7021 or 252.225-7036 basic or alternates)
252.225-7004 Report of Intended Performance Outside the United States and Canada – Submission After Award (if Seller intends to perform, outside the U.S. and Canada, any work that exceeds $700,000)
252.225-7007 Prohibition on Acquisition of United States Munitions List Items from Communist Chinese Military Companies
252.225-7009 Restriction on Acquisition of Certain Articles Containing Specialty Metals (if work contains specialty metals and PO exceeds $150,000)

252.225-7015 Restrictions on Acquisition of Hand or Measuring Tools (if PO involves delivery of hand or measuring tools and if PO exceeds $150,000)
252.225-7016 Restriction on Acquisition of Ball and Roller Bearings (if work supplied under PO contains ball or roller bearings)
252.225-7021 Trade Agreements (applies in lieu of FAR 52.225-5 if work contains other than U.S.-made, qualifying country, or designated country end products and the PO exceeds $180,000)
252.225-7025 Restriction on Acquisition of Forgings (if PO is for forging items or other items that contain forging items)
252.225-7028 Exclusionary Policies and Practices of Foreign Governments (if PO involves purchase of supplies for international military training or Foreign Military Sales)
252.225-7030 Restriction on Acquisition of Carbon, Alloy, and Armor Steel Plate (if PO involves acquisition of carbon, alloy, or armor steel plate)
252.225-7033 Waiver of United Kingdom Levies (if Seller is a UK firm and PO exceeds $1,000,000)
252.225-7036 Buy American—Free Trade Agreements—Balance of Payments Program
252.225-7038 Restriction on Acquisition of Air Circuit Breakers (if PO involves delivery of air circuit breakers for naval vessels)
252.225-7040 Contractor Personnel Supporting U.S. Armed Forces Deployed Outside the United States (if seller personnel are supporting U.S Armed Forces deployed outside the U.S.)
252.225-7043 Anti-Terrorism/Force Protection Policy for Defense Contractors Outside the United States (if Seller will be performing or traveling outside the U.S. under the PO)
252.227-7020* Rights in Special Works
252.227-7021* Rights in Data – Existing Works
252.227-7028* Patent Rights – Ownership by the Contractor (Large Business)
252.227-7039* Patents – Reporting of Subject Inventions
252.228-7005* Accident Reporting and Investigation Involving Aircraft, Missiles, and Space Launch Vehicles
252.234-7002 Earned Value Management System (if PO requires use of Earned Value Management System)
252.235-7002 Animal Welfare (if PO involves research, development, test, evaluation, or training with live vertebrate animals)
252.235-7003 Frequency Authorization (if PO requires developing, producing, constructing, testing, or operating a device requiring a frequency authorization)
252.234-7004 Protection of Human Subjects (if PO may include research involving human subjects)
252.237-7019 Training for Contractor Personnel Interacting with Detainees (if PO may require interaction with detainees)
252.239-7000 Protection Against Compromising Emanations (if PO involves information technology that requires protection against compromising emanations)
252.239-7016 Telecommunications Security Equipment, Devices, Techniques, and Services (if PO requires securing telecommunications)
252.239-7018 Supply Chain Risk (if PO involves development or delivery of information technology)
252.245-7001 Tagging, Labeling, and Marking of Government-Furnished Property
252.245-7002 Reporting Loss of Government Property
252.245-7003 Contractor Property Management System Administration
252.245-7004 Reporting, Reutilization, and Disposal.
252.246-7003 Notification of Potential Safety Issues (if required by DFARS 252.246-7003(f))
252.246-7008 Sources of Electronic Parts
252.247-7003 Pass-Through of Motor Carrier Fuel Surcharge Adjustment to the Cost Bearer (if Seller is a motor carrier, broker, or freight forwarder)
252.246-7007 Contractor Counterfeit Electronic Part Detection and Avoidance Systems (if PO is for electronic parts or assemblies containing electronic parts)
252.249-7002 Notification of Anticipated Contract Termination or Reduction

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