FAR and DFARS Flowdown Clauses
WEXMAC Contract (July 27, 2026)

The referenced clauses are set forth or referred to in the Federal Acquisition Regulation (FAR) and Defense Federal Acquisition Regulation Supplement (DFARS) and are incorporated by reference and shall predominate in the event of conflict with any other provision of the purchase order or agreement in which they are referenced (the "Purchase Order") unless specifically noted. In order to make these clauses applicable to this Purchase Order unless otherwise specified herein, "Government" shall mean Atlantic Diving Supply, Inc. ("ADS"), "Contractor" shall mean the entity from which ADS is purchasing products and/or services (the "Seller"), "Contract" shall mean the Purchase Order, and "Contracting Officer" shall mean the ADS Purchasing Representative. The terms "Government" and "Contracting Officer" do not change (1) in the phrases "Government Property", "Government-Owned Property", "Government Equipment", "Government-Furnished Property", and "Government-Owned Equipment"; (2) when a right, act, authorization, or obligation can be granted or performed only by the Government or the prime contract Contracting Officer or the contracting officer's duly authorized representative; (3) when access to proprietary financial information or other proprietary data is required; (4) when title to property is to be transferred directly to the Government; (5) in patent rights clauses, if any; (6) where specifically modified as noted below; and (7) in DFARS Clauses 252.204-7000(c), 252.227-7013, 252.227-7015, and 252.227-7037. The full text of FAR clauses can be found at http://acquisition.gov/comp/far/index.html. The full text of DFARS clauses can be found at http://www.acq.osd.mil/dpap/dars/dfarspgi/current/index.html. "Commercial product", "commercial service", and "commercially available off-the-shelf (COTS) item" all are defined at FAR 2.101. "Purchase Order Price" price means the total price for all line items on the Purchase Order. "Commercial Item Order" means a Purchase Order under which all Products are commercial products and all Services are commercial services.

Some of the clauses listed below include information about the circumstances under which they are applicable. If the conditions for applicability provided in parentheses after any such clauses are not met (considering the nature and amount of the Purchase Order and the status of Seller), that clause does not apply to and is not included in that Purchase Order.

FAR Clauses

52.203-6	Restrictions on Subcontractor Sales to the Government (JUN 2020) (applies if the Purchase Order price exceeds $250,000)
52.203-7	Anti-Kickback Procedures (JUN 2020) (applies if the Purchase Order is not a Commercial Items Order and the Purchase Order Price exceeds $150,000)
52.203-13	Contractor Code of Business Ethics and Conduct (NOV 2021) (applies if the Purchase Order price exceeds $6,000,000 and the Ship By Date is more than 120 days after the date of the Purchase Order)
52.203-15	Whistleblower Protections Under the American Recovery and Reinvestment Act of 2009 (JUN 2010)

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52.203-16	Preventing Personal Conflicts of Interest (JUN 2020) (applies if the Purchase Order price exceeds $250,000 and contains Services including acquisition functions closely associated with inherently governmental functions)
52.203-19	Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements (JAN 2017)
52.204-9	Personal Identity Verification of Contractor Personnel (JAN 2011) (applies if the Services involve routine physical access to a Federally-controlled facility)
52.204-10	Reporting Executive Compensation and First-Tier Subcontract Awards (JUN 2020) (applies only to the extent that ADS is required to provide information on Seller's executive compensation under 52.204-10(d)(3), and requires only that Seller provide such information to ADS promptly on request)
52.204-21	Basic Safeguarding of Covered Contractor Information Systems (NOV 2021) (applies if Seller has or will have Federal contract information in or transiting through its information system(s))
52.204-23	Prohibition on Contracting for Hardware, Software, and Services Developed or Provided by Kaspersky Lab and Other Covered Entities (DEC 2023)
52.204-25	Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment (NOV 2021) (excluding paragraph 52.204-25(b)(2))
52.204-27	Prohibition on a ByteDance Covered Application (JUN 2023)
52.204-30	Federal Acquisition Supply Chain Security Act Orders—Prohibition (DEC 2023) (excluding paragraph 52.204-30(c)(1))
52.209-6	Protecting the Government's Interest when Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment (NOV 2021) (applies if Purchase Order Price exceeds $35,000 and the Purchase Order includes any items that are not commercially-available off-the-shelf (COTS) items)
52.215-12	Subcontractor Certified Cost or Pricing Data (JUN 2020) (applies if the Purchase Order Price exceeds $2 million and is not a Commercial Item Order)
52.215-14	Integrity of Unit Prices (NOV 2021) (applies if the Purchase Order includes Products, has a Purchase Order Price of $250,000 or more, and is not a Commercial Item Order)
52.215-15	Pension Adjustment and Asset Reversions (OCT 2010) (applies if FAR 52.215-12 applies to the Purchase Order)
52.215-18	Reversion or Adjustment of Plans for Postretirement Benefits (PRB) Other than Pensions (JUL 2005) (applies if FAR 52.215-12 applies to the Purchase Order)
52.215-19	Notification of Ownership Changes (OCT 1997) (applies if FAR 52.215-12 applies to the Purchase Order)
52.215-21	Requirements for Certified Cost or Pricing Data and Data Other Than Certified Cost or Pricing Data – Modifications (NOV 2021) (applies if the Purchase Order Price exceeds $1.5 million)

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52.215-23	Limitations on Pass-Through Charges (JUN 2020) (applies if the Purchase Order is a cost-reimbursement order)
52.219-8	Utilization of Small Business Concerns (SEP 2023)
52.222-4	Contract Work Hours and Safety Standards – Overtime Compensation (MAY 2018) (applies if the Services involve the employment of laborers and mechanics and the Purchase Order is not a Commercial Item Order)
52.222-21	Prohibition of Segregated Facilities (APR 2015)
52.222-26	Equal Opportunity (SEP 2016)
52.222-35	Equal Opportunity for Veterans (JUN 2020)
52.222-36	Equal Opportunity for Workers with Disabilities (JUN 2020) (Applies if this Purchase Order Price exceeds $15,000)
52.222-37	Employment Reports on Veterans (JUN 2020)
52.222-40	Notification of Employee Rights Under the National Labor Relations Act (DEC 2010)
52.222-41	Service Contract Labor Standards (AUG 2018) (applies if the Purchase Order includes Services that are subject to the Service Contract Labor Standards statute)
52.222-50	Combating Trafficking in Persons (NOV 2021)
52.222-51	Exemption from Application of the Service Contract Labor Standards to Contracts for Maintenance, Calibration, or Repair of Certain Equipment - Requirements (MAY 2014) (applies if the Purchase Order includes maintenance, calibration or repair Services that are commercial services)
52.222-53	Exemption from Application of the Service Contract Labor Standards to Contracts for Certain Services--Requirements (MAY 2014) (applies if the Purchase Order includes Services that are commercial services)
52.222-54	Employment Eligibility Verification (MAY 2022) (applies if the Purchase Order includes Services)
52.222-55	Minimum Wages for Contractor Workers under Executive Order 14026 (JAN 2022) (applies if the Purchase Order is subject to the Service Contract Labor Standards statute or the Wage Rate Requirements (Construction) statute)
52.222-62	Paid Sick Leave under Executive Order 13706 (JAN 2022) (applies if the Purchase Order is subject to the Service Contract Labor Standards statute or the Wage Rate Requirements (Construction) statute)
52.222-90	Addressing DEI Discrimination by Federal Contractors. (Deviation 2026-O0040, Revision 1) (APR 2026)
52.223-7	Notice of Radioactive Materials (JAN 1997)
52.223-18	Encouraging Contractor Policies to Ban Text Messaging While Driving (JUN 2020)

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52.225-3	Buy American—Free Trade Agreements—Israeli Trade Act (NOV 2023)
52.225-13	Restrictions on Certain Foreign Purchases (FEB 2021)
52.225-19	Contractor Personnel in a Designated Operational Area or Supporting a Diplomatic or Consular Mission Outside the United States (MAY 2020) (applies if the Purchase Order includes Services performed outside the United States)
52.226-6	Promoting Excess Food Donation to Nonprofit Organization (JUN 2020) (applies if the Purchase Order includes the provision, service, or sale of food in the United States)
52.227-1	Authorization and Consent (JUN 2020)
52.227-2	Notice and Assistance Regarding Patent and Copyright Infringement (JUN 2020)
52.228-3	Worker's Compensation Insurance (Defense Base Act) (JUL 2014) (applies if the Services involve work on a Government installation outside the United States)
52.228-4	Worker's Compensation and War-Hazard Insurance Overseas (APR 1984) (applies if the Services involve any work by employees of Seller or any of its subcontractors who are subject to the War Hazards Compensation Act)
52.228-5	Insurance – Work On A Government Installation (JAN 1997) (applies if the Services involve work on a Government installation)
52.228-8	Liability and Insurance-Leased Motor Vehicles (MAY 1999)
52.230-4	Disclosure and Consistency of Cost Accounting Practices—Foreign Concerns (JUN 2020) (excluding paragraph 52.230-(4)(b), applies if the Purchase Order is subject to Cost Accounting Standards (CAS))
52.232-40	Providing Accelerated Payments to Small Business Subcontractors (MAR 2023)
52.242-13	Bankruptcy (JUL 1995)
52.242-14	Suspension of Work (APR 1984) (the period provided in paragraph (c) is shortened to fifteen (15) days)
52.242-15	Stop-Work Order (AUG 1989)
52.244-6	Subcontracts for Commercial Products and Commercial Services (DEC 2023)
52.245-1	Government Property (SEP 2021) (applies if Government property is acquired or furnished for subcontract performance)
52.246-2	Inspection of Supplies—Fixed Price (AUG 1996) (applies to the fixed price line items that include Products of any Purchase Order that is not a Commercial Item Order)
52.246-4	Inspection of Services—Fixed Price (AUG 1996) (applies to the fixed price line items that include Services of any Purchase Order that is not a Commercial Item Order)

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52.246-26	Reporting Nonconforming Items (NOV 2021)
52.247-63	Preference for U.S. Flag Air Carriers (JUN 2003)
52.247-64	Preference for Privately-Owned U.S. Flag Commercial Vessels (NOV 2021)
52.247-64 Alt II	Preference for Privately-Owned U.S. Flag Commercial Vessels (NOV 2021) Alternate II
52.248-1	Value Engineering (JUN 2020)

DFARS Clauses

252.203-7001	Prohibition on Persons Convicted of Fraud or Other Defense Contract-Related Felonies (JAN 2023) (applies if the Purchase Order is not a Commercial Item Order)
252.203-7002	Requirements to Inform Employees of Whistleblower Rights (DEC 2022)
252.203-7003	Agency Office of the Inspector General (AUG 2019)
252.203-7004	Display of Hotline Posters (JAN 2023) (applies if the Purchase Order is not a Commercial Item Order)
252.204-7000	Disclosure of Information (OCT 2016)
252.204-7004	Antiterrorism Awareness Training for Contractors (JAN 2023) (applies if the performance of the Purchase Order requires routine physical access to a Federally-controlled facility or military installation)
252.204-7009	Limitations on the Use or Disclosure of Third-Party Contractor Reported Cyber Incident Information (JAN 2023)
252.204-7012	Safeguarding Covered Defense Information and Cyber Incident Reporting (JAN 2023) (applies if information provided by ADS to Seller is identified as covered defense information)
252.204-7015	Notice of Authorized Disclosure of Information for Litigation Support (JAN 2023)
252.204-7018	Prohibition on the Acquisition of Covered Defense Telecommunications Equipment or Services (JAN 2023)
252.204-7020	NIST SP 800-171 DOD Assessment Requirements (NOV 2023) (applies if information provided by ADS to Seller is identified as covered defense information; by accepting a Purchase Order that requires access to covered defense information, Seller represents and warrants that it has completed, within the last 3 years, at least a Basic NIST SP 800-171 DoD Assessment, as described in https://www.acq.osd.mil/asda/dpc/cp/cyber/docs/safeguarding/NIST-SP-800-171-Assessment-Methodology-Version-1.2.1-6.24.2020.pdf, for all covered contractor information systems relevant to its offer that are not part of an information technology service or system operated on behalf of the Government)
252.204-7021	Contractor Compliance with the Cybersecurity Maturity Model Certification Level Requirement (JAN 2023) (applies if the Purchase Order includes any Services or Products that are not COTS items; by accepting a Purchase Order, Seller represents and warrants that it has a current (i.e. not

older than 3 years) CMMC certificate at the CMMC level appropriate for the information that is being flowed down to the subcontractor)

252.208-7000 Intent to Furnish Precious Metals as Government-Furnished Material (DEC 1991) (applies only if the Purchase Order involves precious metals being provided to Seller as government-furnished material)

252.211-7003 Item Unique Identification and Valuation (JAN 2023) (paragraph (c) is modified to state that unique item identifiers are required for all Products; paragraph (d) is modified to state that Seller must provide to ADS promptly on request the data required in subparagraphs (d)(1) through (d)(14) and retain such information for three (3) years following completion of Purchase Order performance)

252.223-7002 Safety Precautions for Ammunition and Explosives (NOV 2023)

252.223-7006 Prohibition on Storage, Treatment, and Disposal of Toxic or Hazardous Materials (SEP 2014)

252.223-7008 Prohibition of Hexavalent Chromium (JAN 2023)

252.223-7009 Prohibition of Procurement of Fluorinated Fire-Fighting Agent for Use on Military Installations (OCT 2023)

252.223-7998 Prohibition on Procurement of Certain Items Containing Perfluorooctane Sulfonate or Perfluorooctanoic Acid (DEVIATION 2022-O0010) (SEP 2022) (full text available at https://www.acq.osd.mil/dpap/policy/policyvault/USA002305-22-DPC.pdf)

252.225-7001 Buy American and Balance of Payments Program—Basic (JAN 2023)

252.225-7007 Prohibition of Certain Items from Communist Chinese Military Companies (DEC 2018) (applies if the Purchase Order includes any Products that are covered by the United States Munitions List or the 600 series of the Commerce Control List)

252.225-7009 Restriction on Acquisition of Certain Articles Containing Specialty Metals (JAN 2023) (paragraphs (d) and (e)(1) are excluded; remainder applies if none of the exceptions in paragraph (c) apply and the Products include any of the following items or components thereof: (A) aircraft, (B) missile or space systems, (C) ships, (D) tank or automotive items, (E) weapon systems, or (F) ammunition)

252.225-7012 Preference For Certain Domestic Commodities (APR 2022) (applies if the Products (or any component thereof) include any of the items listed in paragraph (b) and none of the exceptions in paragraph (c) apply)

252.225-7013 Duty-Free Entry—Basic (NOV 2023)

252.225-7015 Restriction on Acquisition of Hand or Measuring Tools (JUN 2005) (applies if the Products include any hand or measuring tools)

252.225-7016 Restriction on Acquisition of Ball and Roller Bearings (JAN 2023) (applies if Purchase Order is not a Commercial Item Order and any Products contain ball or roller bearings)

252.225-7019 Restriction on Acquisition of Anchor and Mooring Chain (DEC 2009) (applies if the Products include welded shipboard anchors and mooring chains)

252.225-7021 Trade Agreements—Basic (OCT 2023)

252.225-7025 Restriction on Acquisitions of Forgings (DEC 2009) (applies if the Products (or any component thereof) include any of the items listed in paragraph (a)(3))

252.225-7040 Contractor Personnel Authorized to Accompany U.S. Armed Forces Deployed Outside the United States (OCT 2023) (applies if Seller's performance under the Purchase Order involves support by Seller's personnel for U.S. Armed Forces deployed outside the United States in contingency operations; peace operations consistent with Joint Publication 3-07.3; or other military operations or military exercises, when designated by the Combatant Commander or as directed by the Secretary of Defense)

252.225-7043 Antiterrorism/Force Protection Policy for Defense Contractors Outside the United States (JUN 2015) (applies if Seller's performance under the Purchase Order involves any work or travel outside the United States)

252.225-7054 Prohibition on Use of Certain Energy Sourced from Inside the Russian Federation (JAN 2023) (applies if Purchase Order is for furnished energy at a covered military installation as defined in paragraph (a))

252.225-7056 Prohibition Regarding Business Operations with the Maduro Regime (JAN 2023)

252.225-7058 Postaward Disclosure of Employment of Individuals Who Work in the People's Republic of China (JAN 2023) (applies if Purchase Order Price exceeds $5 million and the Purchase Order is not a Commercial Item Order)

252.225-7060 Prohibition on Certain Procurements from the Xinjiang Uyghur Autonomous Region (JUN 2023)

252.225-7061 Restriction on the Acquisition of Personal Protective Equipment and Certain Other Items from Non-Allied Foreign Nations (JAN 2023) (applies if Purchase Order Price exceeds $150,000 and the Purchase Order includes any of the items listed in paragraph (a) or includes Services that are commercial services)

252.225-7972 Prohibition on the Procurement of Foreign-Made Unmanned Aircraft Systems (DEVIATION 2020-O0015) (MAY 2020) (full text available at https://www.acq.osd.mil/dpap/policy/policyvault/Class_Deviation_2020-O0015_Attachment_2.docx) (applies if the Purchase Order includes any unmanned aircraft system or system for the detection or identification of an unmanned aircraft system, or any equipment or services related to the forgoing)

252.225-7975 Additional Access to Contractor and Subcontractor Records (DEVIATION 2024-O0003) (DEC 2023) (full text available at https://www.acq.osd.mil/dpap/policy/policyvault/USA002688-23-DPC.pdf; applies if Seller's performance under the Purchase Order involves any work outside the United States in support of contingency operations in which members of the Armed Forces are actively engaged in hostilities and the Purchase Order price is more than $50,000)

252.225-7976 Contractor Personnel Performing in Japan (DEVIATION 2018-O0019) (AUG 2018) (full text available at https://www.acq.osd.mil/dpap/policy/policyvault/USA002186-18-DPC.pdf; applies if Seller's performance under the Purchase Order involves any work in Japan)

252.225-7980 Contractor Personnel Performing in the United States Africa Command Area of Responsibility (DEVIATION 2016-O0008) (JUN 2016) (full text available at https://www.acq.osd.mil/dpap/policy/policyvault/USA002245-16-DPAP.pdf; applies if Seller's performance under the Purchase Order involves any work in the USAFRICOM area of responsibility)

252.225-7993 Prohibition on Providing funds to the enemy (DEVIATION 2020-O0022) (DEC 2023) (full text available at https://www.acq.osd.mil/dpap/policy/policyvault/USA002688-23-DPC.pdf; applies if Seller's performance under the Purchase Order involves any work outside the United States in support of contingency operations in which members of the Armed Forces are actively engaged in hostilities and the Purchase Order price is more than $50,000)

252.225-7997 Contractor Demobilization (DEV 2013-O0017) (AUG 2013) (full text available at https://www.acq.osd.mil/dpap/policy/policyvault/USA004314-13-DPAP.pdf)

252.226-7001 Utilization of Indian Organizations, Indian Owned Economic Enterprises, and Native Hawaiian Small Business Concerns. (JAN 2023) (applies if the Purchase Order Price exceeds $500,000)

252.228-7006 Compliance With Spanish Laws and Insurance (DEC 1998) (applies if Seller's performance under the Purchase Order involves any work in Spain)

252.229-7004 Status of a Contractor as a Direct Contractor (Spain) (JUN 1997) (applies if the Purchase Order requires the import into Spain of supplies for construction, development, maintenance, or the operation of Spanish-American installations and facilities)

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

252.237-7010 Prohibition on Interrogation of Detainees by Contractor Personnel (JAN 2023) (applies if Seller's performance under the Purchase Order involves any interaction with detainees)

252.237-7019 Training for Contractor Personnel Interacting with Detainees (JAN 2023) (applies if Seller's performance under the Purchase Order involves any interaction with detainees)

252.237-7023 Continuation of Essential Contractor Services (OCT 2010) (applies if the Services are Essential Contractor Services as defined in paragraph 252.237-7023(a)(1))

252.239-7016 Telecommunication Security Equipment, Devices, Techniques, and Services (DEC 1991) (applies if the Services involve the application of Government-approved telecommunications security equipment, devices, techniques, or services to Seller's telecommunications systems in the transmission of information identified in paragraph 252.239.7016(a)(3))

252.244-7000 Subcontracts for Commercial Items and Commercial Components (NOV 2023)

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