Prime N68335-22-C-0243- Rev- 11-28-23

A. INCORPORATION OF FAR AND DFARS CLAUSES
The FAR and DFARS clauses referenced below are incorporated herein by reference, with the same force
and effect as if they were given in full text, and are applicable, including any notes following the clause
citation, to this Contract. If the date or substance of any of the clauses listed below is different from the
date or substance of the clause actually incorporated in the Prime Contract referenced by number
herein, the date or substance of the clause incorporated by said Prime Contract shall apply instead. The
Contracts Disputes Act shall have no application to this Contract, and nothing in this Contract grants
SELLER a direct claim or cause of action against the U.S. Government. Any reference to a "Disputes"
clause shall mean the "Disputes" clause of this Contract. SELLER shall include in each lower-tier
subcontract the appropriate flow down clauses as required by the FAR and FAR Supplement clauses
included in this Contract.
B. GOVERNMENT SUBCONTRACT
(a) This Contract is entered into by the parties in support of a U.S. Government contract.
(b) As used in the FAR and DFARS clauses referenced below and otherwise in this Contract:
1. "Commercial Item" means a commercial item as defined in FAR 2.101.
2. "Commercially available off-the-shelf (COTS) item" means a COTS item as defined in FAR 2.101
3. "Contract" means this contract.
4. "Contracting Officer" shall mean the U.S. Government Contracting Officer for LOCKHEED MARTIN's
government prime contract under which this Contract is entered.
5. "Contractor" and "Offeror" means the SELLER, which is the party identified on the face of the Contract
with whom Lockheed Martin is contracting, acting as the immediate subcontractor to LOCKHEED
MARTIN.
6. "Prime Contract" means the contract between LOCKHEED MARTIN and the U.S. Government or
between LOCKHEED MARTIN and its higher-tier contractor who has a contract with the U.S.
Government.
7. "Subcontract" means any contract placed by SELLER or lower-tier subcontractors under this Contract.

Supplemental Term(s) Added: