

3. **Certification and Representation of Affirmative Action Compliance (FAR 52.222-25) (N/A to Supplier with less than 50 employees):** Supplier certifies and represents that it has developed and maintains an affirmative action program at each of its establishments as required by 41 CFR 60-1 and 60-2; **or** has not previously had Federal contracts or subcontracts subject to written affirmative action program requirements. Supplier agrees to develop and secure Government approval of an affirmative action program should such a program become required.
4. **Protecting the Government's Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment (FAR 52.209-6):** Supplier certifies, to the best of its knowledge and belief, that Supplier and/or any of its Principals (as defined in **FAR 52.209-5(a)(2)**) **ARE NOT** presently debarred, suspended, proposed for debarment, or declared ineligible for award of contracts by any Federal Government agency. Supplier shall provide immediate written notice to Buyer if, at any time prior to order award, Supplier learns that its certification was erroneous when submitted or has otherwise changed.
5. **Certification Regarding Political Contributions, Fees and Commissions Paid in Connection with Sales Subject to the International Traffic in Arms Regulations (22 CFR 130):** Section 130.9 of title 22 of the Code of Federal Regulations requires HPA, in applying for an export license, to report any political contributions, fees or commissions paid to promote the export sale of the articles for which HPA is requesting an export license. In order to facilitate HPA's reporting, Supplier certifies that it will immediately notify HPA in writing whenever it learns of any payment or offer of payment made to promote the export sale of any articles incorporating components that Supplier may sell to HPA.
6. **Conflict Minerals.** Supplier shall conduct and require due diligence throughout its supply chain to prevent use of Conflict Minerals, which include gold (Au), tantalum (Ta), tungsten (W) and tin (Sn) sourced from areas identified as conflict regions, including the Democratic Republic of the Congo (DRC) and Central Africa in conformance with IPC-1755 (e.g., CMRT).
 - a. Supplier shall use due diligence protocols, standards, and procedures that meet or exceed the reasonable country of origin inquiry described in Securities and Exchange Commission rules and the relevant best practices developed by industry, and which allow Buyer to submit accurate Conflict Mineral reports to the Government and other entities.
 - b. If Supplier's part or product is included in a Buyer product, Supplier shall annually complete a CMRT. Failure to submit this form to Buyer when requested may result in the termination of any Order in place and prevent Buyer from conducting further business with Supplier in the future.
 - c. Supplier certifies it will comply with and obtain prior written approval from Buyer prior to shipment if product which contains conflict minerals IAW with the Dodd-Frank Act, Section 1502 or applicable European Union Act.
 - i. Supplier shall identify products in their supply chain that contain conflict minerals and validate the country of origin of these minerals and self-report using the most up to date Conflict Minerals Reporting Template (CMRT) using the following link:
<http://www.responsiblemineralsinitiative.org/reporting-templates/cmrt/>.
 - ii. Conflict Minerals Reporting Template (responsiblemineralsinitiative.org) Supplier to submit a copy of the completed CMRT to Buyer at contracts@highpointaerotech.com.
7. **Supplier Standards of Business Conduct**

Supplier shall comply with the Buyer's Supplier Standards of Business Conduct (the "Buyer Supplier Code"). Supplier shall ensure that its employees are aware of their contribution to product or service conformity, their contribution to product safety, and the importance of ethical behavior. Supplier represents and warrants that it has not participated, and will not participate, in any conduct that violates the Buyer's Supplier Code. Supplier shall notify Buyer if at any time Supplier becomes aware of any actual or suspected violation of the Buyer's Supplier Code.

8. Business Type and Size Certification(s):

SUPPLIER BUSINESS SIZE CERTIFICATION													
Supplier certifies that this is a (check ALL that apply): <table style="width: 100%; border: none;"> <tr> <td style="width: 50%; vertical-align: top; padding: 2px;"><input type="checkbox"/> Small Business</td> <td style="width: 50%; vertical-align: top; padding: 2px;"><input type="checkbox"/> Woman-Owned Small Business</td> </tr> <tr> <td style="vertical-align: top; padding: 2px;"><input type="checkbox"/> Large Business</td> <td style="vertical-align: top; padding: 2px;"><input type="checkbox"/> HUBZone Small Business (SBA Certified*)</td> </tr> <tr> <td style="vertical-align: top; padding: 2px;"><input type="checkbox"/> Small Disadvantaged Business</td> <td style="vertical-align: top; padding: 2px;"><input type="checkbox"/> Veteran-Owned Small Business</td> </tr> <tr> <td style="vertical-align: top; padding: 2px;"><input type="checkbox"/> Indian Tribe Business</td> <td style="vertical-align: top; padding: 2px;"><input type="checkbox"/> Service-Disabled Veteran-Owned Small Business</td> </tr> <tr> <td style="vertical-align: top; padding: 2px;"><input type="checkbox"/> Alaska Native Corporation</td> <td style="vertical-align: top; padding: 2px;"><input type="checkbox"/> Non-Profit</td> </tr> <tr> <td style="vertical-align: top; padding: 2px;"><input type="checkbox"/> Foreign</td> <td style="vertical-align: top; padding: 2px;"><input type="checkbox"/> Other _____</td> </tr> </table>		<input type="checkbox"/> Small Business	<input type="checkbox"/> Woman-Owned Small Business	<input type="checkbox"/> Large Business	<input type="checkbox"/> HUBZone Small Business (SBA Certified*)	<input type="checkbox"/> Small Disadvantaged Business	<input type="checkbox"/> Veteran-Owned Small Business	<input type="checkbox"/> Indian Tribe Business	<input type="checkbox"/> Service-Disabled Veteran-Owned Small Business	<input type="checkbox"/> Alaska Native Corporation	<input type="checkbox"/> Non-Profit	<input type="checkbox"/> Foreign	<input type="checkbox"/> Other _____
<input type="checkbox"/> Small Business	<input type="checkbox"/> Woman-Owned Small Business												
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<input type="checkbox"/> Alaska Native Corporation	<input type="checkbox"/> Non-Profit												
<input type="checkbox"/> Foreign	<input type="checkbox"/> Other _____												
For assistance in determining business size, please refer to the following sources: 1) Federal Acquisition Regulations Part 19 and/or 13 CFR Part 121 2) Small Business Administration's (SBA) website at http://www.sba.gov/size * If you are an SBA Certified HUBZone Small Business, please provide a copy of your SBA certification letter.													
NOTE: For assistance reference SAM, System for Award Management (http://www.sam.gov)													
NAICS Code (Primary)	SBA Size Standard for Primary NAICS Code <small>(in Millions \$ or # of Employees, which is dictated by NAICS Code)</small>												
Business Type: <input type="checkbox"/> Manufacturing <input type="checkbox"/> Distributor <input type="checkbox"/> Services													

9. Cost Accounting Standards, Notices and Certification (FAR 52.230-1, JUN 2020)

Not Applicable to Small Businesses or Foreign Government

Is Suppliers' organization subject to Cost Accounting Standards (CAS) (48 CFR Chapter 99)? YES NO
 If YES, is it Full or Modified CAS? Full Modified Modified CAS

10. Commercial Items/Services (FAR 2.101)

Upon request of the Defense Contract Audit Agency (DCAA), Supplier shall provide information to demonstrate that prices submitted are offered and sold competitively in substantial quantities in the commercial marketplace based on established catalog or market prices.

The Seller certifies that the items/services being proposed for procurement
 are commercial items as defined in FAR Part 2.101
 NOT commercial items as defined in FAR Part 2.101

11. Prohibition on Contracting for Hardware, Software, and Services Developed or Provided by Kaspersky Lab and Other Covered Entities (FAR 52.204-23) is, hereby, incorporated by reference in full force and effect. This requirement includes, but is not limited to, hardware, software, and services developed or provided by Kaspersky Lab; any successor entity to Kaspersky Lab; any entity that controls, is controlled by, or is under common control with Kaspersky Lab; or any entity of which Kaspersky Lab has a majority ownership. Additional prohibition requirements and "covered article" definitions are stated in the FAR clause.

12. Representation Regarding Certain Telecommunications and Video Surveillance Services or Equipment (FAR 52.204-24, NOV 2021) *(As amended by Interim Rule NDAA 2019 Section 889(a)(1)(B) Prohibition on Contracting with Entities Using Certain Telecommunications and Video Surveillance Services or Equipment)*

It will It will not provide covered telecommunications equipment or services (as defined in FAR 52.204-25, Prohibitions on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment) in the performance of this contract. Offeror has identified below any covered telecommunications equipment and services to be provided under this contract, including any explanation of the proposed use and information sufficient to evaluate compliance with FAR 52.204-25. Offeror will notify Buyer in writing within one business day regarding any changes in this certification.

It will comply with the notification requirements of FAR 52.204-25 during contract performance, including notifying Buyer in writing within one business day of identifying covered telecommunications equipment or

services used as a substantial or essential component of any system, or as critical technology as part of any system.

13. Covered Defense Telecommunications Equipment or Services—Representation (FAR 52.204-26 and DFARS 252.204-7016)

It will It will not provide covered defense telecommunications equipment or services (as defined in DFARS 252.204- 2018, Prohibition on the Acquisition of Covered Defense Telecommunications Equipment or Services) as part of its offered products or services to the US Government in the performance of any contract, subcontract, or other contractual instrument.

14. Prohibition on Certain Procurements from the Xinjiang Uyghur Autonomous Region—Certification (DFARS 252.225-7059)

The Supplier certifies it has has not made a good faith effort to determine that forced labor from the Xinjiang Uyghur Autonomous Region (XUAR) was not and will not be used in the performance of any agreement resulting from any solicitation issued by Buyer, including the provision of any products mined, produced, or manufactured wholly or in part by forced labor from XUAR or from an entity that has used labor from within or transferred from XUAR as part of any forced labor programs.

15. Compliance with Safeguarding Covered Defense Information and Cyber Incident Reporting

SECTION I:

Pursuant to DFARS 252.204-7020, contractors such as Buyer may not award a subcontract or other contractual instrument that is subject to the implementation of NIST SP 800-171 security requirements, in accordance with DFARS 252.204-7012, unless the supplier has:

1. Completed at least a Basic Assessment in accordance with NIST SP 800-171 DoD Assessment Methodology (or in the alternative the Government performed Medium or High Assessment) within the last three years for all covered contractor information systems relevant to its offer that are not part of an information technology system operated on behalf of the Government; and
2. To the extent the supplier completed a Basic Assessment, it submitted its summary level scores, and other information required by paragraph (d) of DFARS 252.204-7020, either directly into the Supplier Performance Risk System (SPRS) or via encrypted email to webpmsmh@navy.mil for posting to the SPRS.

NIST SP 800-171 refers to National Institute of Standards and Technology Special Publication 800-171, which governs Controlled Unclassified Information (CUI) in Non-Federal Information Systems and Organizations.

SECTION II:

The Supplier shall represent and certify by checking the appropriate box whether or not the Supplier complies with DFARS 252.204-7012 Compliance with Safeguarding Covered Defense Information and Cyber Incident Reporting (DEC 2023); or whether the Supplier qualifies for the commercially available off-the-shelf (COTS*) items exception as set forth in DFARS 204.7304.

Representation and certification. The Supplier shall make the following representation and certification:

The Supplier qualifies for the COTS* exception as set forth in DFARS 204.7304, and the Supplier represents and certifies that it (*select one*):

- Solely provides COTS* items as defined in Federal Acquisition Regulation 2.101*; and therefore, the Supplier qualifies for the exception to DFARS 252.204-7012 Compliance with Safeguarding Covered Defense Information and Cyber Incident Reporting (DEC 2023) as prescribed in DFARS 204.7304. By making this representation and certification, the Supplier agrees to only provide COTS items under any resultant award of a subcontract or purchase order; or
- Complies with the requirements of DFARS 252.204-7012 Compliance with Safeguarding Covered Defense Information and Cyber Incident Reporting (DEC 2023); or
- Does not comply with the requirements of DFARS 252.204-7012 Compliance with Safeguarding Covered Defense Information and Cyber Incident Reporting (DEC 2023); or
- Will not comply with the requirements of DFARS 252.204-7012 Compliance with Safeguarding Covered Defense Information and Cyber Incident Reporting (DEC 2023) by December 31, 2024 but shall fully comply

on or before: _____ [enter date].

* "Commercially available off-the-shelf (COTS) item --"

(1) Means any item of supply (including construction material) that is --

(i) A commercial item (as defined in paragraph (1) of the definition in this section);

(ii) Sold in substantial quantities in the commercial marketplace; and

(iii) Offered to the Government, under a contract or subcontract at any tier, without modification, in the same form in which it is sold in the commercial marketplace; and

(2) Does not include bulk cargo, as defined in 46 U.S.C. 40102(4), such as agricultural products and petroleum products.

16. Supplier Quality/Mission Assurance Information

Buyer assumes a basic responsibility for the quality of all contract deliverables produced under its direction. Since the quality of purchased and subcontracted supplies and services contribute substantially to our goals, it is the policy of Buyer to purchase only from those suppliers capable of maintaining adequate controls during all phases of contract performance.

The purpose of this section is to obtain pre-award survey data relative to our suppliers' quality/mission assurance methods and capabilities. This information will provide a basis for evaluation of your company's systems prior to being approved as, or continue as, a supplier.

Name of Quality Official/Representative		Title		
Telephone No.	Fax No.	Email Address		
Question		Yes	No	Comments/Response
1. Do you have a registered or certified quality system that is based on the contents of one of the documents listed below? Select those that apply and attach current certificates for verification . Suppliers that do not provide certificates will not be approved for work requiring Quality Management System certification. <input type="checkbox"/> ISO9001:2015 <input type="checkbox"/> ISO14001 <input type="checkbox"/> Other (List in Comments/Response block)		<input type="checkbox"/>	<input type="checkbox"/>	_____ Indicate following for Quality System type checked: Certificate No.: _____ Expiration Date: _____
2. Does your company currently have a documented process in place for the detection, prevention, acquisition, and delivery of counterfeit parts or products?		<input type="checkbox"/>	<input type="checkbox"/>	If Yes, attach a copy of your counterfeit prevention plan; if No, state whether you are working towards the development of such a process and when you expect to implement its use. _____

17. DDTC Registration Requirements (22 CFR § 122.1) (N/A for Foreign Supplier)

All U.S. suppliers of Buyer must comply with the U.S. regulatory requirements as specified in ITAR 22 CFR §122.1, which states that:

"Any person who engages in the United States in the business of either manufacturing or exporting or temporarily importing defense articles or furnishing defense services is required to register with the Directorate of Defense Trade Controls under §122.2. For the purpose of this subchapter, engaging in such a business requires only one occasion of manufacturing or exporting or temporarily importing a defense article or furnishing a defense service. Engaging in such a business requires only one occasion of manufacturing or exporting or temporarily importing a defense article or furnishing a defense service. Manufacturers of defense articles who do not engage in exporting must nevertheless register."

Foreign persons may not be subject to U.S. registration requirement if they are not participating in certain specific brokering activities. However, they are reminded that end-use and re-transfer requirements are imposed on many controlled goods originating in the U.S.

Section I:

Is your company registered with the U.S. Department of State, Directorate of Defense Trade Controls (DDTC)?

Yes: The registration expiration date is _____

- No: New Application in Process, Application Date: _____
- No: Renewal Application in Process, Application Date: _____
- No: We are currently not registered and do not plan on registering with DDTC – if “No” complete Section II below.

Section II:

Our business is not required to be registered with the U.S. Department of State for the following reason:

(Check only one). (N/A for Foreign Supplier)

- (i) We supply/manufactured products that are subject exclusively to the controls of the Export Administration (EAR) and are classified as _____(provide the Export Control Classification Number(s), ECCN(s).
- (ii) Our activities as a distributor/reseller have not and do not involve the manufacture or export of defense articles.
- (iii) We are a non-US company and are not subject to US export regulation including registration requirements placed on foreign persons acting in certain brokering capacities.
- (iv) We are a consultant to Buyer, providing other business services.
- (v) None of the aforementioned options apply to our service agreement with Buyer. Our service activities involving Defense Articles do not constitute the Manufacture of Defense Articles and do require Manufacturer Registration.

18. Reporting Executive Compensation and First Tier Subcontract Awards (FAR 52.204-10) (N/A for Foreign Supplier).

Supplier provides the representations below. If Supplier accepts an order from Buyer with a total value of \$30,000 or more and Buyer is required to comply with FAR 52.204-10 (JUN 2020), then Supplier agrees to support Buyer as follows: (a) Supplier is notified and agrees that executive compensation and subcontract award information about the Supplier will be made publicly available in accordance with FAR 52.204-10, and (b) Supplier agrees to provide information and update it annually to ensure compliance to this clause.

SECTION I – Reporting of First-Tier Subcontract Awards:

- 1. **YES** **NO.** In the previous tax year, Supplier’s gross income from all sources was under \$300,000? If so, Buyer is not required to report contract awards made to Supplier.

SECTION II – Exemptions to Executive Compensation Reporting:

- 2. **YES** **NO.** In your business or organization’s preceding completed fiscal year, did your business or organization (the legal entity to which this specific SAM record belongs, represented by a DUNS number,) receive (i) 80 percent or more of your annual gross revenues in U.S. federal contracts, subcontracts, loans, grants, subgrants, and/or cooperative agreements; and (ii) \$25,000,000 or more in annual gross revenues from U.S. federal contracts, subcontracts, loans, grants, subgrants, and/or cooperative agreements?

If the response to this question is NO, skip remaining items. **If YES, Supplier must complete and submit HPA Form SK-03H Executive Compensation and First Tier Reporting.**

Note that Supplier providing required information to the System for Award Management (SAM) registration will avoid redundant reporting to each prime contractor that requires such information. The data from SAM is used to populate data fields in the Government’s database at www.FSRS.gov - the database which collects information required for FAR 52.204-10 reporting.

- 3. Executive Compensation Reporting:
 - YES** **NO.** Does the public have access to information about the compensation of the executives in your business or organization (the legal entity to which this specific SAM record, represented by a DUNS number, belongs) through periodic reports filed under section 13(a) or 15(d) of the Securities Exchange Act of 1934 (15 U.S.C. 78m(a), 78o(d)) or section 6104 of the Internal Revenue Code of 1986?

SECTION III – Supplier Inputs Information Directly to System for Award Management (SAM) Registration:

- 1. **YES** **NO.** Has the Supplier input executive compensation information (as specified by FAR 52.204-10(c)(3)) or a claimed exemption into www.SAM.gov and is the information current?
- 2. **YES** **NO.** If the response to Item 1 is NO, will the Supplier input executive compensation information (as specified by FAR 52.204-10(c)(3)) or a claimed exemption into www.SAM.gov within 30 days of signing this representation?

Note that Supplier providing required information to the System for Award Management (SAM) registration will avoid redundant reporting to each prime contractor that requires such information. The data from SAM is used to populate data fields in the Government's database at www.fsrs.gov - the database which collects information required for FAR 52.204-10 reporting.

19. Trade Agreements Certificate (FAR 52.225-6, FEB 2021)

The terms "U.S.-made end product" and "designated country end product" are defined in the FAR clause 52.225-5 Trade Agreements.

- Supplier hereby acknowledges and agrees that by submission of its offer or delivery of goods to Buyer that:
 - (1) Supplier certifies that each end product is a U.S.-made or designated country end product; **or**
 - (2) Supplier shall list in each future proposal by country of origin those suppliers that are not U.S.-made or designated.

End Products	Country of Origin

20. Conflicts of Interest (FAR 9.5, Organizational and Consultant Conflicts of Interest and FAR 52.203-16, Preventing Personal Conflicts of Interest).

- Supplier represents that no other activities or relationships of Supplier or its employees or consultants will affect the ability of Supplier to render impartial assistance or advice to Buyer or the U.S. Government or will create an unfair competitive advantage for Supplier with regard to other work Supplier is performing, or expects to perform, for Buyer or the U.S. Government.
- Supplier hereby discloses the following potential conflicts of interest (attach a separate sheet for any disclosure to be identified).

21. The following FAR and DFARS clauses are incorporated by reference number and name.

Suppliers is responsible for obtaining, reading, and understanding the text of the most current version of each of these clauses, which can be found at <https://www.acquisition.gov/browse/index/far> and <https://www.acquisition.gov/dfars>. By signing this document, Supplier certifies and represents that Supplier complies with all requirements of these clauses.

- FAR 52.203-2: Certificate of Independent Price Determination (APR 1985)
- FAR 52.203-7 Anti-Kickback Procedures (JUN 2020)
- FAR 52.203-11: Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions (SEP 2007)
- FAR 52.203-18: Prohibition on Contracting with Entities that Require Certain Internal Confidentiality Agreements or Statements – Representation (JAN 2017)
- FAR 52.204-17: Ownership or Control of Offeror (AUG 2020)
- FAR 52.204-20: Predecessor of Offeror (AUG 2020)
- FAR 52.204-26: Covered Telecommunications Equipment or Services--Representation. (OCT 2020)
- FAR 52.204-27 Prohibition on a ByteDance Covered Application (JUN 2023)
- FAR 52.207-4: Economic Purchase Quantity- Supplies (AUG 1987)
- FAR 52.209-2, 52.209-10: Prohibition on Contracting with Inverted Domestic Corporations
- FAR 52.209-5: Certification Regarding Responsibility Matters (AUG 2020)
- FAR 52.209-7: Information Regarding Responsibility Matters (OCT 2018)
- FAR 52.209-11: Representation by Corporations Regarding Delinquent Tax Liability or a Felony Conviction under any Federal Law (FEB 2016)
- FAR 52.209-11: Violation of Arms Control Treaties or Agreements – Certification (NOV 2021)
- FAR 52.212-5: Contract Terms and Conditions Required to Implement Statutes or Executive Orders-Commercial Items (SEP 2023)
- FAR 52.215-6: Place of Performance (OCT 1997)
- FAR 52.222-22: Previous Contracts and Compliance Reports (FEB 1999)

- FAR 52.222-25: Affirmative Action Compliance (APR 1984)
- FAR 52.222-38: Compliance with Veterans' Employment Reporting Requirements (FEB 2016)
- FAR 52.222-50, 52.222-56: Combating Trafficking in Persons
- FAR 52.225-3, 52.225-4: Buy American-Free Trade Agreements-Israeli Trade Act (2022)
- FAR 52.225-5; FAR 52.225-6 Trade Agreements
- FAR 52.225-18: Place of Manufacture (AUG 2018)
- FAR 52.225-20: Prohibition on Conducting Restricted Business Operations in Sudan – Certification (AUG 2009)
- FAR 52.225-25: Prohibition on Contracting with Entities Engaging in Sanctioned Activities Relating to Iran – Representations and Certifications (JUN 2020)
- FAR 52.229-12: Tax on Certain Foreign Procurements (FEB 2021)
- DFARS 252.203-7005: Representation Relating to Compensation of Former DoD Officials (SEP 2022)
- DFARS 252.204-7007: Alternate A, Annual Representations and Certifications (MAY 2021)
- DFARS 252.204-7008: Compliance with Safeguarding Covered Defense Information Controls (OCT 2016)
- DFARS 252.204-7012: Safeguarding Covered Defense Information and Cyber Incident Reporting (JAN 2023)
- DFARS 252.204-7019: Notice of NIST SP 800-171 DoD Assessment Requirements (MAR 2022)
- DFARS 252.204-7020: NIST SP 800-171 DoD Assessment Requirements (JAN 2023)
- DFARS 252.204-7021 Cybersecurity Maturity Model Certification Requirements (JAN 2023)
- DFARS 252.209-7002: Disclosure of Ownership or Control by a Foreign Government (DEC 2022)
- DFARS 252.225-7000: Buy American - Balance of Payments Program Certificate (NOV 2014)
- DFARS 252.225-7003 (OCT 2020): Report of Intended Performance Outside the United States and Canada-Submission with Offer
- DFARS 252.225-7031: Secondary Arab Boycott of Israel (JUN 2005)
- DFARS 252.225-7049: Prohibition on Acquisition of Commercial Satellite Services from Certain Foreign Entities – Representations (DEC 2018)
- DFARS 252.225-7055 (MAY 2022) (: Representation Regarding Business Operations with the Maduro Regime
- DFARS 252.225-7060 (JUN 2023) Prohibition on Certain Procurements from the Xinjiang Uyghur Autonomous Region.
- DFARS 252.227-7015: Technical Data - Commercial Products and Commercial Services. (MAR 2023)
- DFARS 252.227-7017: Identification and Assertion of Use, Release, or Disclosure Restrictions (JAN 2023)
- DFARS 252.227-7028: Technical Data or Computer Software Previously Delivered to the Government (JUN 1995)
- DFARS 252.232-7015: Performance-Based Payments – Representation (DEC 2022)
- DFARS 252.232-7016: Notice of Progress Payments or Performance-Based Payments. (APR 2020)
- DFARS 252.222-7007: Representation Regarding Combating Trafficking in Persons
- DFARS 222.17 – Combating Trafficking in Persons
- DFARS 227.7202-3: Rights in commercial computer software or commercial computer software documentation



Complete and submit all the documentation requested below with these Representations & Certifications:

- HPA Form SK-02H Assertion of Data Rights
- HPA Form SK-03H Executive Compensation and First Tier Reporting, if applicable under Item 18, Section II.2.
- HPA Form SK-04H Compliance with Cybersecurity Requirements Certification

IF THIS IS A CORPORATE-LEVEL CERTIFICATION, provide a list of all operating elements/sites covered. Include Supplier's CAGE Code or Company No. for each operating element/site, if known, or list name and address.

SIGNATURE OF AUTHORIZED INDIVIDUAL FOR CERTIFICATIONS AND REPRESENTATIONS

Acknowledgement

The Supplier agrees to the foregoing and certifies that the Representations and Certifications set forth herein are current, accurate, and complete as of the date signed below. This certification shall apply to all solicitations, purchase orders, subcontracts and similar agreements issued to Supplier and shall be valid for a period of one (1) year from the date signed below. If Supplier's certification herein changes prior to or after any award based on this certification, the Supplier shall immediately notify, in writing, the person/office to whom this original certification was sent and submit an amended certification with any related data that may be required as a result of the change.

Offeror shall insert the date, name of his/her firm, and full name and authorized signature for the Representations and Certifications noted above.

SIGNATURE	DATED
PRINTED NAME	TITLE
SUPPLIER NAME	TELEPHONE NUMBER

Return Via Email to: Buyer's Contracts Department at contracts@highpointaerotech.com.

NOTICE: The above certification constitutes a material representation by Supplier upon which Buyer will rely in the event it makes an order award to Supplier. Further, if Supplier's status certified herein changes, Supplier shall immediately notify Buyer, in writing, and submit an amended certification with any related data that may be required.



EXECUTIVE COMPENSATION AND FIRST TIER SUBCONTRACT REPORT

REPORTING EXECUTIVE COMPENSATION AND FIRST TIER SUBCONTRACT AWARDS (FAR 52.204-10) - Seller provides the representations below. If Seller accepts an order from Buyer with a total value of \$30,000 or more and Buyer is required to comply with FAR 52.204-10, then Seller agrees to support Buyer as follows: (a) Seller is notified and agrees that executive compensation and subcontract award information about the Seller will be made publicly available in accordance with FAR 52.204-10, and (b) Seller agrees to provide information and update it annually to ensure compliance to this clause.

SECTION I – Reporting of First-Tier Subcontract Awards:

- YES NO In the previous tax year, was Seller’s gross income from all sources under \$300,000? If so, High Point Aerotechnologies is not required to report contract awards made to Seller.

SECTION II – Exemptions to Executive Compensation Reporting:

- YES NO. In your business or organization’s preceding completed fiscal year, did your business or organization (the legal entity to which this specific SAM record belongs, represented by a DUNS number,) receive (1) 80 percent or more of your annual gross revenues in U.S. federal contracts, subcontracts, loans, grants, subgrants, and/or cooperative agreements; and (2) \$25,000,000 or more in annual gross revenues from U.S. federal contracts, subcontracts, loans, grants, subgrants, and/or cooperative agreements? If the response to this question is NO, skip remaining Items and complete SECTION V.
- YES NO. Does the public have access to information about the compensation of the executives in your business or organization (the legal entity to which this specific SAM record, represented by a DUNS number, belongs) through periodic reports filed under section 13(a) or 15(d) of the Securities Exchange Act of 1934 (15 U.S.C. 78m(a), 78o(d)) or section 6104 of the Internal Revenue Code of 1986? If the response to this question is YES, skip remaining Items and complete SECTION V.

SECTION III – Seller Inputs Information Directly to System for Award Management (SAM) Registration:

Note that Seller providing required information to the System for Award Management (SAM) registration will avoid redundant reporting to each prime contractor that requires such information. The data from SAM is used to populate data fields in the Government’s database at www.FSRS.gov - the database which collects information required for FAR 52.204-10 reporting.

- YES NO. Has the Seller input executive compensation information (as specified by FAR 52.204-10(c)(3)) or a claimed exemption into www.SAM.gov and is the information current?
- YES NO. If the response to Item 1 is NO, will the Seller input executive compensation information (as specified by FAR 52.204-10(c)(3)) or a claimed exemption into www.SAM.gov within 30 days of signing this representation?
- If the answer to both of the questions above is NO, complete SECTION IV.

SECTION IV – Seller Provides Information to Buyer:

- If Seller will not input the required information in www.SAM.gov per SECTION I above, Seller must provide below the following information (per FAR 52.204-10) for the five (5) most highly compensated executives in your business or organization (the legal entity to which this subcontract pertains, represented by DUNS number):

Name	Position Title	Total Compensation for the Last Fiscal Year Ending (mm/yy)

SECTION V – Signatures and Seller’s Reference Data:

Seller’s Name		Seller’s DUNS #	
Signature		Seller’s Zip + 4	
Printed Name		Seller’s Congressional District	
Title		Seller’s Parent’s DUNS #	
Date		Seller’s Parent’s Name	
NAICS			



FORM SK-04H COMPLIANCE WITH CYBERSECURITY REQUIREMENTS CERTIFICATION

Offeror Name: _____

Solicitation/Prime Contract /PO No.: _____, if applicable

DFARS 252.204-7012

DFARS 252.204-7012 (check only one box below):

*

(1) Offeror certifies that it complies with all DFARS 252.204-7012 requirements, including by fully implementing NIST SP 800-171 security measures and/or otherwise satisfying the requirements set forth in this clause. If applicable, Offeror will provide a System Security Plan (SSP) and Plan of Action and Milestones (POA&M) immediately upon request of High Point Aerotechnologies (HPA) and/or HPA's customer.

(2) Offeror is non-compliant with DFARS 252.204-7012 requirements.

DFARS 252.204-7020

DFARS 252.204-7020 (check only one box below):

*

(1) Offeror certifies that it has completed, within the last three years, at least a Basic NIST SP 800-171 DoD Assessment (as described in Strategically Assessing Contractor Implementation of NIST SP 800-171) 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. Offeror further certifies that it has posted said assessment in the Supplier Performance Risk System (SPRS) or submitted it to webpmsmh@navy.mil via encrypted email for posting on SPRS.

(2) Offeror is non-compliant with DFARS 252.204-7020 requirements.

CERTIFICATION

The Offeror shall provide immediate written notice to HPA if, at any time, the Offeror learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances. This certification concerns a matter within the jurisdiction of an agency of the United States. The making of a false, fictitious or fraudulent certification may render the maker subject to prosecution under 18 U.S.C. § 1001.*

By checking this box, I represent that I am a company official with authority to complete this form, and certify that the information submitted herein is current, accurate and complete.

Signed by: _____

Dated: _____