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17. PRICE GROUP

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18. ESTIMATED TOTAL PRICE

USE and NON-DISCLOSURE AGREEMENT (NDA) Company Name Contract Number N00421-16-R-0088

In the course of performing under Contract Number N00421-16-R-0088, Company Name, herein referred to as "the Contractor", will have access to system performance, Naval force structure, program/business sensitive, pre-decisional material, and/or data marked or considered "proprietary" (e.g., restrictive legend per FAR 52.215-1), which shall not be disclosed to any entity, government or otherwise, outside of AIR-4.1 and program offices unless specifically authorized in the language contained in the task order or authorized in writing by the Contracting Officer. The Contractor shall not use for purposes other than performance under this task order; nor shall the Contractor release, reproduce, distribute, or publish any data or analysis that is provided as Government Furnished Information (GFI) or data or analysis that is produced as a result of performing under this task order; nor shall the Contractor authorize others to do so, without written permission of the Contracting Officer. Data includes all data, information and software, regardless of the medium (e.g., electronic or paper) and/or format in which the data exists, and includes data that is derived from, based on, incorporates, includes or refers to such program/business sensitive, pre-decisional material, and/or proprietary data (collectively referred to herein as "the data"). Any data that is derived from, based on, incorporates, includes or refers to data shall be treated as program/business sensitive, or proprietary data and shall be subject to the terms of this special task order requirement. This special task order requirement implements Defense FAR Supplement (DFARS) 252.204-7000, "DISCLOSURE OF INFORMATION."

As a condition to receiving access to data as defined above, the Contractor shall: (1) use the data solely for the purpose of performing the requirements set forth under Contract Number N00421-16-R-0088; (2) not discuss with, disclose, release, reproduce or otherwise provide or make available the data, or any portion thereof, to any non-Government person or entity (including, but not limited to any subcontractor, joint venture, affiliate, successor or assignee of the Contractor), unless the Contracting Officer provides prior written approval; (3) ensure appropriate restrictive legends are included on any documents created, copied, and/or reproduced that uses all or any part of the data; (4) establish safeguards to protect such data or software from unauthorized use or disclosure; and (5) provide to the Contracting Officer's Representative original, signed individual NDAs with all contractor, subcontractor, and consulting personnel that perform work under this task order. Any other use, disclosure, release or reproduction is unauthorized and may result in substantial criminal, civil and/or administrative penalties to both the Contractor and to the individual who violates this special task order requirement or non-disclosure agreement. The obligation not to discuss, disclose, release, reproduce, or otherwise provide or make available such data, or any portion thereof, shall continue, even after completion of the task order. Any actual or suspected unauthorized use, disclosure, release, or reproduction of such data or violation of this agreement, of which the Contractor or any employee is or may become aware, will be reported promptly (within one (1) business day) to the Contractor's Program Manager, who will inform the Contracting Officer within five (5) business days of receiving the report.

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USE and NON-DISCLOSURE AGREEMENT Contract Number N00421-16-R-0088

In the course of performing under Contract Number N00421-16-R-0088, Company Name, herein referred to as "the Contractor", personnel will have access to system performance, Naval force structure, program / business sensitive, pre-decisional material, and/or data marked or considered "proprietary" (e.g., restrictive legend per FAR 52.215-1), which the Contractor shall not use for purposes other than performance under this task order; nor shall the Contractor release, reproduce, distribute, or publish any data or analysis that is provided as Government Furnished Information (GFI) or data or analysis that is produced as a result of performing under this task order; nor shall the Contractor authorize others to do so, without written permission of the Contracting Officer. Data includes all data, information and software, regardless of the medium (e.g., electronic or paper) and/or format in which the data exists, and includes data that is derived from, based on, incorporates, includes or refers to such program/business sensitive, pre-decisional material, and/or proprietary data (collectively referred to herein as "the data").

Specifically, employee name is a task order labor category with Company Name and assigned to support the NAVAIR Systems Engineering Department (AIR-4.1) in the performance of Systems Specialty Engineering Services. As a condition to receiving access to data as defined above, employee name hereby agrees to: (1) not disclose either the data or resulting analytic product(s) to any entity, government or otherwise, outside of AIR-4.1 and program offices unless specifically authorized to do so in the language contained in the task order or authorized in writing by the Contracting Officer; (2) use the data solely for the purpose of performing the requirements as set forth in relative tasks under this task order; (3) not discuss with, disclose, release, reproduce or otherwise provide or make available the data, or any portion thereof, or the analytic product resulting from use of the data to any other Company Name customers or personnel unless specifically authorized to do so in the language contained in the task order or authorized in writing by the Contracting Officer; (4) ensure appropriate restrictive legends are included on any documents created, copied, and reproduced that uses all or any part of the data; and (5) establish safeguards to protect data from unauthorized use or disclosure. Further, employee name acknowledges by signing this non-disclosure agreement that any other use, disclosure, release or reproduction is unauthorized and may result in substantial criminal, civil and/or administrative penalties to both the Contractor and to the individual who violates this special task order requirement. The obligation not to discuss, disclose, release, reproduce, or otherwise provide or make available such data, or any portion thereof, shall continue, even after completion of the task order. Any actual or suspected unauthorized use, disclosure, release, or reproduction of such data or violation of this agreement, of which the Contractor or any employee is or may become aware, will be reported promptly (within one (1) business day) to the Contractor's Program Manager, who will inform the Contracting Officer within five (5) business days of receiving the report.

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16. REMARKS	· · · · · · · · · · · · · · · · · · ·			- Lumma		AIR-4	.1 COR		LT	0
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Delivery Instructi	ions:									
Hard copies and 4.1 COR.	Electronic copies	of the Letter of	f Transmittal	shall be delive	ered to the A	IR-				
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17. PRICE GROUP

18. ESTIMATED TOTAL PRICE