



Representation of Limited Rights Data and Restricted Computer Software (Exhibit 2)
(Reference CD-0036)

- (a) This solicitation sets forth the work to be performed (if a subcontract award results), and the Company's known delivery requirements for data (as defined in Federal Acquisition Requisition [FAR] 27.401). Any resulting subcontract may also provide the Company the option to order additional data under the Additional Data Requirements clause, if included in the subcontract. Any data delivered under the resulting subcontract will be subject to the Rights in Data General clause that is to be included in the subcontract. Under the latter clause, the Seller may withhold from delivery data that qualify as limited rights data or restricted computer software, and deliver form, fit, and function data in lieu thereof. The latter clause also may be used with additional paragraphs comparable to Alternates II and/or III in FAR 52.227-14 to obtain delivery of limited rights data or restricted computer software, marked with limited rights or restricted rights notices, as appropriate. In addition, this latter clause provides the Company the right to inspect such data at the Seller's facility.
- (b) As an aid in determining the Company's need to include any of the aforementioned additional paragraphs in the Rights in Data General clause, the offeror's response to this solicitation shall, to the extent feasible, complete the representation in paragraph (b) of this provision to either state that none of the data qualify as limited rights data or restricted computer software, or identify which of the data qualifies as limited rights data or restricted computer software. Any identification of limited rights data or restricted computer software in the offeror's response is not determinative of the status of such data should a subcontract be awarded to the offeror.

REPRESENTATION CONCERNING DATA RIGHTS

Offeror has reviewed the requirements for the delivery of data or software and states (offeror check appropriate block)

- None of the data proposed for fulfilling such requirements qualifies as limited rights data or restricted computer software.

NOTE
"Limited rights data" and "Restricted computer software" are defined in the contract clause entitled "Rights in Data--General."

- Data proposed for fulfilling such requirements qualify as limited rights data or restricted computer software and are identified as follows:

Offeror: _____

By: _____

Title: _____

Date: _____