

The Boeing Company
P. O. Box 516
St. Louis, MO
63166-0516

10 August 2011

Attn: A-10 Wing Replacement Program Suppliers

Subject: A-10 Program Data Rights and Legend Markings

1. Boeing Global Services & Support A-10 Wing Replacement Program has been working closely with our United States Air Force (USAF) customer for final closure of A-10 program Physical Configuration Audit (PCA) findings. During the PCA event, it was found that an A-10 Supplier sub-tier's derivative drawing included a restrictive "proprietary" marking.

Clause H900 "Buyer's Use of Data and Information" contained in the terms and conditions of all Boeing A-10 program purchase contracts with suppliers states that any technical and computer software furnished to Boeing will be free from confidential, proprietary, or restrictive-use markings that are not expressly permitted by applicable FAR (Federal Acquisition Regulation) and/or Department of Defense FAR Supplement (DFARS) clauses incorporated therein.

General Provisions 1 (GP1) "Confidential, Proprietary and Trade Secret Information and Materials" in all A-10 program purchase contracts further states that Boeing shall have the right to use, disclose and reproduce Seller's Proprietary Information and Materials to fulfill its obligations under the contract.

Sincerely,

THE BOEING COMPANY

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