



Oshkosh Corporation  
1917 Four Wheel Drive  
Oshkosh, WI 54902  
920.502.3009

[DATE]

[Enter Supplier Company Name Here]

[Enter Supplier Address Here]

Dear Supplier/Service Provider:

Some technology, technical and other data, and parts to which your company may have access while working with Oshkosh Corporation (Oshkosh) constitutes Controlled Unclassified Information (CUI) subject to protection under the Information Assurance (IA) provisions in certain Government contracts, Federal Acquisition Regulations (FAR), Defense Federal Acquisition Regulations Supplements (DFARS) and federal laws. The Government requires Oshkosh to obtain the agreement of its suppliers to comply with the same requirements that Oshkosh must observe for protecting CUI. Oshkosh will share CUI as necessary for carrying out statements of work with its suppliers and service providers that demonstrate and verify compliance to these requirements.

#### **CYBERSECURITY AND INCIDENT REPORTING-CONTROLLED UNCLASSIFIED INFORMATION**

**NOTE: This requirement applies when you receive Controlled Unclassified Information, as defined in section 1, in execution of your subcontract or service. Suppliers/service providers are required to comply with all applicable DFARS and NIST standards, including without limitation DFARS flow down clause 252.204-7012 and NIST 800-171.**

1. Controlled Unclassified Information (CUI)
  - 1.1 Oshkosh and its suppliers/service providers, with contracts that requires the storing, transmittal, or processing of controlled unclassified information (CUI) on subcontractor/service provider systems relating shall meet requirements of DFARS 252.204-7012 and NIST 800-171.
  - 1.2 CUI is unclassified information about government platforms, systems, and parts subject to access, safeguarding, dissemination or distribution limitations and marked according to Department of Defense manual 5200.01 Volume 4 and the National Archives CUI Registry (<https://www.archives.gov/cui/registry/category-detail/controlled-technical-info.html>) as: Controlled Unclassified Information, Distribution Statements B through F, For Official Use Only, EAR/ITAR.

Contact your Oshkosh Sponsor for questions regarding information pertaining to any subcontract or services that constitutes CUI.

- 1.3 Supplier/service provider agrees to incorporate and flow down DFARS clause 252.204-7012 to all suppliers/subcontractors storing, processing and/or generating CUI as part of contract performance. See Section O Attachment 2.
  - 1.3.1 In accordance with DFARS 252.204-7012 Safeguarding Covered Defense Information and Cyber Incident Reporting, subcontractors, including vendors and consultants, are required to rapidly report cyber incidents within 72 hours of discovery to the Oshkosh buyer point of contact, the Oshkosh service desk at (855) 532-3456, and directly to Department of Defense (DoD) at <https://dibnet.dod.mil/portal/intranet/>. This includes providing the incident report number, automatically assigned by DoD to Oshkosh as soon as practical.
- 1.4 Supplier/service provider agrees to incorporate this section, including this clause, into all its subcontracts or purchase orders for goods or services furnished in support of all Government contracts with Oshkosh that require sharing of CUI.
- 1.5 All DFARS compliance as described in this document are subject to audit and verification by Oshkosh.

We request that an authorized official execute this agreement on behalf of supplier/service provider and return it. Thank you.

Sincerely,

"[Oshkosh Employee Name, Title]"

ACKNOWLEDGED AND AGREED TO:

[Enter Supplier Company Name Here]

By: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Title: \_\_\_\_\_ Date: \_\_\_\_\_

