

**SUBPART 204.74—DISCLOSURE OF INFORMATION TO LITIGATION  
SUPPORT CONTRACTORS**  
*(Added February 28, 2014)*

**204.7400 Scope of subpart.**

This subpart prescribes policies and procedures for the release and safeguarding of information to litigation support contractors. It implements the requirements at 10 U.S.C. 129d.

**204.7401 Definitions.**

“Litigation support,” “litigation support contractor,” and “sensitive information,” as used in this subpart, are defined in the clause at [252.204-7014](#), Limitations on the Use or Disclosure of Information by Litigation Support Contractors.

**204.7402 Policy.**

(a) Any release or disclosure of litigation information that includes sensitive information to a litigation support contractor, and the litigation support contractor’s use and handling of such information, shall comply with the requirements of 10 U.S.C. 129d.

(b) To the maximum extent practicable, DoD will provide notice to an offeror or contractor submitting, delivering, or otherwise providing information to DoD in connection with an offer or performance of a contract that such information may be released or disclosed to litigation support contractors.

**204.7403 Solicitation provision and contract clauses.**

(a) Use the provision at [252.204-7013](#), Limitations on the Use or Disclosure of Information by Litigation Support Solicitation Offerors, in all solicitations, including solicitations using FAR part 12 procedures for the acquisition of commercial items, that involve litigation support services.

(b) Use the clause at [252.204-7014](#), Limitations on the Use or Disclosure of Information by Litigation Support Contractors, in all solicitations and contracts, including solicitations and contracts using FAR part 12 procedures for the acquisition of commercial items, that involve litigation support services.

(c) Use the clause at [252.204-7015](#), Disclosure of Information to Litigation Support Contractors, in all solicitations and contracts, including solicitations and contracts using FAR part 12 procedures for the acquisition of commercial items, that involve litigation support services and do not include the clause at [252.204-7014](#), Limitations on the Use or Disclosure of Information by Litigation Support Contractors.