

With deep understanding of the complex and dynamic challenges of the aerospace and defense industry, Kirton McConkie attorneys know how to navigate the regulatory, contractual, and litigation issues that often arise.



Visit [kirtonmconkie.com](http://kirtonmconkie.com) for more information, or contact Joseph Brubaker at [jbrubaker@kmclaw.com](mailto:jbrubaker@kmclaw.com) or Ammon Hansen at [ahansen@kmclaw.com](mailto:ahansen@kmclaw.com).

Kirton McConkie helps clients comply with the Export Administration Regulations (EAR), International Traffic in Arms Regulations (ITAR), Office of Foreign Assets Control (OFAC) sanctions, Committee on Foreign Investment in the United States (CFIUS) requirements, anti-boycott laws (ABL), U.S. Foreign Corrupt Practices Act (FCPA), Clinger-Cohen Act, and other government laws and regulations. We understand how U.S. export controls, trade sanctions, and other regulations affect our clients' businesses and transactions around the world. From complying with registration requirements and applying for licenses to identifying, investigating, and disclosing regulatory violations, we help companies understand the applicability of U.S. export controls and compliance requirements.

We offer a comprehensive range of legal services specifically for the aerospace and defense industry, including:

**Export controls and sanctions:** Our attorneys advise clients on the complex and evolving regulations that govern the export and re-export of defense articles, services, and technologies, as well as dual-use items. We help get licenses, authorizations, and ITAR agreements—manufacturing license agreements (MLAs), technical assistance agreements (TAAs), warehouse and distribution agreements (WDA)—from relevant agencies, such as the Department of State, the Department of Commerce, and the Department of Treasury. We also represent clients in enforcement actions and drafting voluntary disclosures.

**Cybersecurity and Cybersecurity Maturity Model Certification (CMMC) compliance maintenance:** We make sure our clients know how to monitor and maintain compliance with Information and Communications Technology (ICT) Supply Chain Risk Management (SCRM) and CMMC throughout the lifecycle of their Department of Defense (DoD) contracts. Our experience with cybersecurity and privacy requirements in DoD regulations, including policies governing acquisition decision authorities and ICT SCRM, uniquely position Kirton McConkie to advise clients throughout the acquisition lifecycle. We help update and adapt client contracts, RFPs, SOWs, and cybersecurity policies and procedures to reflect best practices, established standards, and address any changes in laws, the CMMC framework, the DoD regulations, or the threat landscape. In the event of a cyber incident or data breach, we review our clients' response, reporting, and mitigation procedures.

**Government contracts:** We ensure that clients can secure, perform, and enforce contracts with federal, state, and local governments, as well as foreign governments and international organizations. We also help with bid protests, claims, disputes, audits, investigations, compliance, and ethics.

**Intellectual property:** We protect clients' valuable intellectual property (IP) rights in patents, trademarks, trade secrets, copyrights, and data rights. We negotiate and draft licensing, joint development, technology transfer, and other IP-related agreements. We also litigate IP disputes in federal and state courts, as well as before the U.S. Patent

and Trademark Office and the U.S. International Trade Commission.

**Mergers and acquisitions:** We guide clients through the complex process of buying or selling aerospace and defense businesses or assets. We conduct due diligence, negotiate deal terms, structure transactions, obtain regulatory approvals, and close deals. We also assist with post-closing integration and transition issues.

**Litigation and dispute resolution:** We represent clients in all types of litigation and dispute resolution matters that arise in the aerospace and defense industry, such as a breach of contract, product liability, personal injury, environmental liability, antitrust, employment, cybersecurity, insurance coverage, and more. We handle cases in federal and state courts, and before arbitral tribunals and administrative agencies.

At Kirton McConkie, we are more than just your lawyers. We are your trusted partners who understand your business challenges and objectives. We are your advocates who protect your interests and advance your goals. We are your advisers who provide practical and strategic legal solutions.

Kirton McConkie is a full-service law firm that has served clients in the aerospace and defense industry and related industries for over 60 years. With more than 175 attorneys who have represented clients in over 150 countries and in all 50 states, we deliver high-quality and cost-effective legal solutions to companies of all sizes and stages, from startups to Fortune 500 corporations.

Contact us today to find out how we can help you succeed in the aerospace and defense industry.

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