

# 52.227-4 Patent Indemnity-Construction Contracts.

As prescribed in [27.201-2\(d\)\(1\)](#), insert the following clause:

Patent Indemnity-*Construction* Contracts (Dec 2007)

Except as otherwise provided, the Contractor *shall* indemnify the Government and its officers, agents, and employees against liability, including costs and expenses, for infringement of any *United States* patent (except a patent issued upon an application that is now or *may* hereafter be withheld from issue pursuant to a Secrecy Order under ( [35 U.S.C. 181](#)) arising out of performing this contract or out of the use or disposal by or for the account of the Government of *supplies* furnished or work performed under this contract.

(End of clause)

*Alternate I* (Dec 2007). As prescribed in [27.201-2](#) (d)(2), designate the first paragraph of the basic clause as paragraph (a) and add the following paragraph (b) to the basic clause:

(b) This patent indemnification *shall* not apply to the following items:

\_\_\_\_\_ *[Contracting Officer list the items to be excluded.]*

**Parent topic:** [52.227](#) [Reserved]