

**From:** (b)(6) [CDR MIL USN USCENTCOM CCJ4/E](#)  
**To:** (b)(6); (b)(6) [CPT SAM"](#)  
**Cc:** (b)(6) [CTR USCENTCOM CCHC-F](#); (b)(6) [Mr CIV USAF USCENTCOM CCHC-E](#); (b)(6)  
**Subject:** Clark/CMS liability for Eaton damage  
**Date:** Wednesday, January 26, 2011 1:57:42 PM  
**Attachments:** Govt Property FAR Clause.pdf

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Request USACE determination concerning the liability of Clark and/or CMS for damage to the UPS system components installed by Eaton under a CCHC managed contract. CCHC needs to know how to proceed with regards to insurance/recoupment matters if Clark/CMS is not liable.

The Government Property FAR article from the current contract is enclosed as a reference. I am unable to find any other contract part where it is addressed. (It is not addressed in the Joint Occupancy portion.)

V/r

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Construction Manager

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