

Bitnimbus

PRIVACY POLICY

Last Updated: October 19, 2024

Thank you for visiting us at [Bitnimbus.io](https://bitnimbus.io)!

This service (including our websites and other Sites as defined below in The Scope of this Policy and collectively, our “Services”) is operated by Stacksville, LLC, dba [Bitnimbus](https://bitnimbus.io) (“Bitnimbus” or “us”, “our,” “we” and related terms), an Wisconsin limited liability company with its principal office in Chicago, IL, USA.

We are committed to respecting the privacy rights of all individuals, wherever located and have adopted this privacy policy (“[Privacy Policy](#)”) to explain how we collect and process your Data as defined below through your use of and interaction with our Sites and Services, how we share (or do not share) any of your Data, how we store and keep secure any of your Data, how you can update and control any of your Personal Data, the rights you may have with regard to your Data, and other information relevant to your privacy.

Please review this Privacy Policy carefully, and please use the information herein to make informed choices. If you have any concerns or questions about our privacy practices, please feel free to contact us. By accessing any of our Services or our Sites, and/or by registering for any of our Services, you are agreeing to all of the terms set forth in this Privacy Policy.

IF YOU DO NOT AGREE TO THIS PRIVACY POLICY, DO NOT USE ANY OF THE SITES OR SERVICES OR GIVE US ANY OF YOUR DATA. YOUR CONTINUED USE OF ANY OF THE SITES AND/OR SERVICES MEANS THAT YOU AGREE TO THIS PRIVACY POLICY.

1. The Scope of this Policy

- A. **Scope:** This Privacy Policy applies to our website ([Bitnimbus.io](https://bitnimbus.io)); to our “backend” hosted applications that are a part of our service platform; and to all data and/or information that is collected via our websites, applications and mobile applications. For the purposes of this Privacy Policy, we refer to our websites, and applications (collectively as our “Site,” “Website,” “Sites” or “Websites”). This Privacy Policy applies to all Site visitors (“Users”), as well as to all Site visitors that purchase products (“Products”) or use the Services as a guest or as a registered customer (“Customers”). While certain portions of our Sites can be viewed without registering, Site users will have to register (create an account by using Facebook or Google) in order to access some of our secure proprietary applications and certain features of our Services. Customers are able to request user accounts for their employees/agents or third-party guest users (“Authorized Users”) to provide access to secure areas of the Sites. Customers are responsible for managing the activity of all Authorized Users, and for how the Sites are used by their Authorized Users.
- B. **Changes:** We may make changes to this Privacy Policy from time to time, and any material changes that we make will be posted (in the form of an updated Privacy Policy) on our Sites. Such policy updates will be effective when they are posted unless prohibited by law in which case, we will comply with applicable law prior to making changes to this Privacy Policy. Accordingly, please review the terms of this Privacy Policy on a regular basis to understand the current terms.
- C. **Terms of Service:** In addition to the terms of this Privacy Policy, your use of the Sites is subject to our Terms of Service, which can be found at: bitnimbus.io.

2. Third Party Features, Links and Privacy Policies

The Sites may include now or in the future service features and augmentations operated by other companies that are not our service partners, but which provide features that we believe Users may appreciate, such as social media widgets, links to third-party websites, advertisements and other third-party content (“Third-Party Features”). Users who choose to access any Third Party Features, must understand the following: (1) we do not operate, control or monitor Third-Party Features, and these features are subject exclusively to the privacy policies of the companies that operate them; (2) this Privacy Policy does not apply to information collected by any third party, including through any Third Party Features; and (3) we are not responsible for the privacy practices, the placement of cookies on your computer by any third party, or any content you may encounter via Third Party Features. Users who decide to access any Third Party Features, should read the privacy policy of each linked website to understand the privacy practices that apply to those features.

3. The Types of Information That We Collect, and How We Collect It

To provide our Services, we collect data which are not personally identifiable (“Anonymous Data”) and also data that, either alone or in conjunction with other data, could be used to identify an individual or household (referred to as “Personal Data”). Collectively, Anonymous Data and Personal Data are referred to herein as “Data”. Data may be collected in the following ways:

- A. Account and Transaction Data: We collect Personal Data that is provided to us voluntarily either via direct communications (e.g. email) or through our Sites, such as when a User registers for our Services. We use Account Data to provide our Services to you; and we may also use Account Data to contact Customers and/or Users for limited marketing or product communication purposes (subject to the provisions herein). The Data collected include common categories of contact information (e.g. name, email address, telephone number, username, password and zip code), and may also include certain account administration information (e.g. invoice), your purchase history, information about use of our services.
- B. Site Usage Data: We collect certain Site/Service utilization data through the use of tracking technologies (including cookies, as detailed below) and the Data collected can include both Anonymous Data (e.g., how a Site is used) and Personal Data. We use these Site Usage Data to understand how our Sites and Services are used, to improve our Sites and Services, and to protect the integrity and security of our Sites and Services. Site Usage Data include:
 - (1) Device data. Information about the computer or mobile device you use to access the Sites. This may include technical information transmitted by your device such as the browser used, the device model and operating system, language preference, device location, unique device identifiers, and the Internet Protocol (IP) address through which you accessed the Site.
 - (2) Site Use Activity. Information regarding your activity on the Sites such as the time and frequency of access, a referrer page domain, pages viewed, and interactions between the User and the Sites.

If your device settings allow us, we may also collect information about your location or geolocation information when you use our mobile application. For more information about how you can control the collection of local information and to set your preferences, please see “Your Choices” below.

- C. Other Information you Choose to Provide: We collect information you choose to provide, such as your contact and marketing preferences, brand and merchandise interests, and communications and interactions (which may include email messages, chat sessions, text messages or phone calls with you)

when you sign up for emails and marketing, participate in a survey, promotion or interactive area of a Site, or when you request technical or customer support or contact us.

If we combine Personal Data with Anonymous Data, the combined information will be treated by us as Personal Data for as long as it remains combined.

4. Cookies and Other Automated Tracking Technologies

We may use cookies (small text files placed on your web browser or device) in connection with our Sites; and we may analyze the information derived from these cookies for the same purposes as set forth elsewhere in this Privacy Policy. You may be able to limit the use or function of some cookies on your computer or mobile device in the manner described below.

We may use the following types of cookies on the Sites:

- A. “Convenience” cookies: These cookies can store ‘persistent’ information like registration information for use on later visits to the Sites. You may be able to configure your browser to block/delete these cookies; but if you do, you will have to (e.g.) input the account-related information every session.
 - You may have the option to opt out of convenience cookies (if applicable) when you visit our Sites.
 - If you do not opt out, and you would like to delete any account information we may store via convenience cookies, you can delete your cookies (via your browser).
- B. Necessary” Cookies: These cookies are essential for you to browse a website and use its features, such as accessing secure areas of the site. Cookies that allow web shops to hold your items in a cart while you are shopping online are an example of strictly necessary cookies.
- C. Web Beacons: We may also collect information using Web beacons, which are small images embedded into websites or emails that send information about your computer, mobile phone, or other device when you visit our Sites, use our mobile application, or open an email we send to you.

Please see “Your Choices” below to manage the use of these Cookies.

5. How We Use the Data that We Collect

We use Data in the manner described in this Privacy Policy. We use such Data to:

- A. Provide Products Services to you: We use it to provide the Services to you, facilitate account creation and one-click orders, provide memberships and subscriptions, provide maintenance and support (including by sending you confirmations, related transactional, communications, security alerts, support and administrative messages), and to improve our Services and the Sites. We also use anonymized, de-identified and aggregated data generated by the Services to provide insights to our customers.
- B. Further our Business Purposes: We use it to operate, improve upon and expand our business and lawful business activities; to maintain our programs, accounts, and records; for research; to detect and prevent fraud or misuse of our Services; and for any other business purpose that is permitted by law.
- C. Customize and Enhance your Experiences with Us. We use it to remember and categorize your interests and preferences; customize the products and services we share with you through direct marketing; communicate with you about the Sites, Services, products, offers, promotions, surveys, events and other

news and information we think may be of interest to you and contact you for feedback. We also may also use Google or Facebook to create a survey to collect data from Users.

- D. Respond to You. We use it to respond to you, call us, make a request or inquiry, complete a survey, or share a comment or concern.
- E. Miscellaneous. We use it for any of the following reasons:
- To identify your preferences
 - To provide you information about our other Services that might be of interest to you
 - To comply with our internal record-keeping needs to legal compliance needs
 - To notify you about changes to our Services
 - To allow you the option to participate in interactive features of our Services
 - To detect, prevent, and address technical issues
 - To protect or otherwise investigate our Services regarding misuse, security breaches, prevention, detection, mitigation, or investigation of fraud, or other potentially prohibited or illegal activities and/or attempts to interfere with the Website or Services or to harm others
 - With respect to a transfer or sale, including a potential transfer or sale, of any of our assets and/or operations to another party or in the due diligence process in line with a potential transfer or sale
 - To determine your level of engagement
 - Monitor and improve the information security of our Sites and/or our Services
 - Comply with governmental regulations or to respond to a subpoena or other governmental, court, administrative, or other legal requirement or law enforcement requirement
 - Hire, train and/or manage our staff/employees
 - To enforce our Terms and Conditions, this Privacy Policy or other policies, and to monitor for violations of our policies or applicable laws
 - Combined with information we receive from other sources for the purposes set out in this Privacy Policy
 - Any other purpose communicated to you at the time of collecting the Personal Data and if required by law for which consent has been obtained
 - We may use non-personally identifiable information such as demographic data to analyze and develop our marketing strategy and maintain and further improve the Sites and our Services

Your Personal Data is not sold, rented or leased to other organizations for commercial/business purposes. We may send out emails to you on behalf of partners of ours who may want to offer their products and services to you and we may advise you of new Products we will offer.

We work with third-party service providers that supply website and application development, hosting, maintenance, storage, virtual infrastructure, payment processing, research, advertising, marketing, analysis, and other services for us, which may require them to access or use your Personal Data. However, in the event one of our third-party service providers needs to access your Personal Data to perform services on our behalf, they must also agree to comply with all portions of this Privacy Policy. We engage and share certain Personal Data with third party service providers / partners as follows:

- A. Engage with Service Partners: By necessity, we may share certain Data, including Personal Data, with third party service partners that are under contract with us and which perform Site-related functions on our behalf ("Service Partners"). Service Partners include certain cloud-based service providers (listed below and that may be subsequently added) that provide aspects of the Sites' functionality (e.g. application hosting, database services, cloud-based storage) and other technology service providers and third parties and consultants, and vendors that furnish us with products and services and provide services to assist us to deliver our products and services to you, such as, payment services providers and credit card payment processors, survey tools, Google Analytics, login partners. We do not retain or record any payment

processing information except that which is necessary to confirm payments and associate those payments with Customer accounts. All usage of the Sites will be subject to the privacy policies and terms of use maintained by [Stripe](#). If you object to the privacy practices of any Service Partners, please inform us, and please do not use the Sites or our Services.

- B. For Legal Purposes. We also reserve the right to disclose Data or any information submitted via Sites if we have a good faith belief that disclosure of such information is reasonably necessary to: (i) comply with any applicable law, regulation, legal process or governmental request; (ii) enforce our policies, including investigations of potential violations thereof; (iii) investigate, detect, prevent, or take action regarding illegal activities or other wrongdoing, suspected fraud or security issues; (iv) establish or exercise our rights to defend against legal claims or protect against legal liability; (v) prevent harm to our rights, property or safety (or the same interests of our Users or any third party); (vi) to notify you of any product recalls or other safety concerns; (vii) for billing and collection purposes; or (viii) for any other legal purpose.
- C. For Other Purposes. We may share Personal Data with third parties for other purposes. For example, we share Personal Data with:
- Third parties who provide cloud computing services that may be of interest to you, including third parties that provide us with products and services that enhance our products and services for you.
 - Social media platforms and networks that offer Third-Party Features and login credentials for our Website, including logins for purchases of Services on our Website.
 - Our Website, if you provide comments or reviews on our services.
- D. No Sale or Sharing: Except Data that we share out of necessity with our service partners, Data that may be generated by certain cookies (Section 4, above), and for the purposes listed in Section 5 above, we do not rent, sell, or share Data with third parties for third-party marketing or advertising purposes, but we may send out email blasts for our partners who want to let you know about services or products they offer, who will compensate us for doing so.

Please see Section 6, “Your Choices” for information about the choices you have about the sharing of your Data.

6. Your Choices

- A. Cookies: Most web browsers are set to accept cookies by default. If you prefer, you can usually choose to set your browser to remove or reject browser cookies and web beacons. Managing cookie preferences is different on each browser so refer to your specific browser for further information. Please note that if you choose to remove or reject cookies, this could affect the availability and functionality of the Sites. If you set your browser to refuse all cookies, please contact us directly if you have trouble placing your order. We will store your cookie preferences until you clear your browsing cache. You may change your preferences at any time.
- B. Email Communications: You may choose during the account registration process on the Sites, or otherwise, to provide us with your email address for the purpose of allowing us service and authenticate your account. For example receive invoices or reset passwords. We may on occasion send promotional information regarding new products and services. You may opt out of receiving these promotional communications from us by following the instructions in those communications (such as by using an “unsubscribe” link in an email you receive) or by contacting us at the contact information provided.
- C. Phone/Text/SMS Information: With your consent, we collect text/SMS information to communicate with

you via phone, text and/or SMS. Electronic communication is the most effective and timely way to provide the users of the Services with login and authentication capability. In some circumstances, however, applicable laws may require us to send you disclosures or communications in paper format unless you have affirmatively consented to receiving electronic notifications only in advance of the notification. You may opt out of receiving these promotional communications from us by following the instructions in those communications (such as by texting “STOP” in response to a text message you receive) or by contacting us at the contact information provided above. Even if you opt out, we may still send you non-promotional communications, such as those about your account or our ongoing business relations.

- D. Through this Privacy Policy, pursuant to 15 U.S.C. § 7001, you hereby affirmatively consent to receive electronic notifications and disclosures from us only (without requiring a paper copy) and you represent that, to date, you have not withdrawn such consent. You have the right to change your mind and withdraw your consent at any time. If you would like to withdraw your consent to receive electronic notifications and/or would like to request paper copies of any electronic notifications you receive, you may contact at privacy@stacksville.com. To receive electronic records, you will need access to a smartphone, tablet, laptop or computer with internet access and an email account. You may opt out of receiving these promotional communications from us by following the instructions in those communications (such as by texting “STOP” in response to a text message you receive) or by contacting us at the contact information provided above. Even if you opt out, we may still send you non-promotional communications, such as those about your account or our ongoing business relations.
- E. Account Information: You may update, correct or modify information about you at any time by logging into your online account or by contacting us at the contact information provided above. If you wish to deactivate your account, please email us at privacy@stacksville.com but note we may continue to store information about you as required by law or for legitimate business purposes.
- F. Push Notifications: We may send non-promotional push notifications or alerts to your mobile device. You can deactivate these messages at any time by changing the notification settings on your mobile device or within our mobile applications.

7. Measures Adopted by BitNimbus to Protect Privacy Interests

- A. Data Inventory/Mapping: We have assessed our data practices and systems to assure that we understand the Personal Data that may be collected via our Sites and how it may flow through our Services and technology platform. We prioritize privacy concerns in the design phase of all new features for our platform.
- B. Data Retention: We only collect and process Personal Data that we need to perform the Services or as otherwise described in this Privacy Policy. We have adopted policies that require us to delete or anonymize all data that are no longer required for the performance of the Services.
- C. Security of Data and Processing: We have implemented measures that are designed to limit access to Personal Data to authorized individuals and to prevent the loss or corruption of data. We have implemented commercially reasonable data security technologies designed to preserve the security of all Personal Data collected and/or processed on our platform, including encryption for all such Personal Data in transit and at rest when applicable except for metadata and photos which are publicly accessible and not encrypted at rest.

Please understand, however, that no security system is impenetrable or perfectly secure. We cannot guarantee the security of our databases, nor can we guarantee that the information you supply will not be intercepted while being transmitted to or from us over the Internet. As a result, you use the Sites at your own risk. When registering with us on the Sites, we encourage you to choose passwords of sufficient length and complexity,

install the latest security updates and anti-virus software on your computer to help prevent malware and viruses, not share your password with others, and review your account information periodically. If there is any unexpected activity or inaccurate information or if you have reason to believe that your information is no longer secure, please contact us using the contact information provided above.

8. Your Rights and Choices

A. Information for International Residents

If you are a resident outside the United States, where applicable law requires (subject to any relevant exceptions under law), you may have the right to access, update, change or delete personal information.

You can also elect not to receive marketing communications by changing your preferences in your Account or by following the unsubscribe instructions in such communications.

Please note that, for technical reasons, there is likely to be a delay in deleting your personal information from our systems when you ask us to delete it. We also will retain personal information in order to comply with the law, protect our and others' rights, resolve disputes or enforce our legal terms or policies, to the extent permitted under applicable law.

You may have the right to restrict or object to the processing of your personal information or to exercise a right to data portability under applicable law. You also may have the right to lodge a complaint with a competent supervisory authority, subject to applicable law. If you are subject to EU data protection laws, we suggest you lodge any such complaints with our lead supervisory authority:

Irish Data Protection Commissioner
Data Protection Commission
21 Fitzwilliam Square South, Dublin 2, D02 RD28
Ireland
Phone 01 7650100 & 1800437 737
Email: info@dataprotection.ie

If you are a resident of the United Kingdom (the "UK") or otherwise subject to UK data protection laws, you may lodge such complaints with the UK supervisory authority:

Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF United Kingdom, Phone 0303 123 1113.

Additionally, if we rely on consent for the processing of your personal information, you have the right to withdraw it at any time and free of charge. When you do so, this will not affect the lawfulness of the processing before your consent withdrawal.

Our Cookie Policy explains how you can manage cookies and similar technologies.

If you are an End User of one of our User's sites, you should contact them to exercise your rights with respect to any information they hold about you.

B. Additional Information for California Residents

This Section II is only applicable to you if you are a resident of the state of California in the US (“California Residents”) and only applies to Bitnimbus Controlled PI for which Bitnimbus is a “Business” (as defined in the CCPA). “CCPA” means the California Consumer Privacy Act (Cal. Civ. Code §§ 1798.100 - 1798.199), as may be modified from time to time. This Section II covers Bitnimbus Controlled PI we collect about California Residents on or through our Services and through other means (such as information collected offline or in person).

If you are a California Resident who is a User and uses the Services to store User Controlled PI for which you are a “Business” and Bitnimbus is a “Service Provider” (as defined in the CCPA), please see our [Data Processing Addendum](#) for information about how we process User Controlled PI.

i. Categories, Business and Commercial Purposes, Sources and Third Parties

California law requires us to disclose certain information regarding the personal information we collect. Below is a table showing: (i) all categories of personal information which Bitnimbus collects, or has collected, about California Residents, in the 12 months prior to the effective date of this privacy specific notices page; (ii) the purposes for which we use that information; and (iii) the categories of third parties to whom we disclose personal information for a business purpose or to whom we "Share" personal information for cross-context behavioral advertising (as described below).

Category of Personal Information	Purposes of Use	Categories of Third Parties to whom One Discloses this Personal Information	Categories of Third Parties with Whom One Design “Shares” this Personal Information
Contact information (including your name and email address)	Provide the Services; Business operations; Communicate with you; Marketing and advertising; Improve the Services; With your consent	Affiliated entities; Third Party service providers; Online advertising partners; Connected third-party services; Entities for legal purposes; Entities for business transactions	Online advertising partners
Financial and transactional information	Provide the Services; Business operations; Communicate with you; Marketing and advertising; Improve the Services; With your consent	Affiliated entities; Third Party payment processing service providers; Entities for legal purposes; Entities for business transactions	We do not Share
Customer service interaction information (including support call recordings)	Business operations; Communicate with you; Improve the Services; With your consent	Affiliated entities; Third Party service providers; Entities for legal purposes; Entities for business transactions	We do not Share
Information collected through automated technologies (including location information inferred from an IP address and network or device)	Provide the Services; Business operations; Marketing and advertising; Improve the Services; With your consent	Affiliated entities; Third Party service providers; Online advertising partners; Connected third-party services; Entities for legal purposes;	Online advertising partners

activity such as browsing history)		Entities for business transactions	
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For more information about each category, purpose of use, and the third parties to whom we disclose or share information, please see “Your Rights and Choices.”

For information on how we retain your personal information, please see Section 9 (“How we retain your personal information”) of our Privacy Policy.

ii. Your Requests

Subject to certain exceptions and restrictions, the CCPA provides California Residents the right to submit requests to a business which has collected their personal information: (i) to provide them with access to the specific pieces and categories of personal information collected by the business about such California Resident, the categories of sources for such information, the business or commercial purposes for collecting such information, and the categories of third parties with which such information was shared; (ii) to request correction of their inaccurate personal information; and (iii) to delete their personal information (each, a “California Request”). We need certain types of information so that we can provide our Services to you. If you ask us to delete some or all of your information, you may no longer be able to access or use the Services.

If you are a California Resident, please follow the instructions in the “Your Rights and Choices” section in our Privacy Policy to submit California Requests and please make sure you note that you are a California Resident when you do so. California Residents may designate an authorized agent to make California Requests on their behalf. In order to designate an authorized agent to make a California Request on your behalf, you or your agent must provide proof that the agent has been authorized by you to act on your behalf, such as written authorization signed by you authorizing that agent to act on your behalf. We reserve the right to request additional information from you and/or individuals purporting to be authorized agents, such as when we suspect fraud.

iii. Do Not Sell or Share my Personal Information

California residents may opt out of the “Sale” or “Sharing” of their personal information. The CCPA’s definition of “Sale” includes “Sharing” for purposes of “cross-context behavioral advertising,” which is defined as targeting of advertising to a consumer based on that consumer’s personal information obtained from the consumer’s activity across websites. We only mean this CCPA definition when “share” or “sharing” are capitalized in our Privacy Policy. We Share information to provide more relevant and tailored advertising to you regarding this Website and our Services. Depending on how you use this Website the Services, we may Share the following categories of information for such purposes: (i) identification and demographics; (ii) device information and identifiers, such as IP address and unique advertising identifiers and cookies; (iii) connection and usage information, such as browsing history or app usage; and (iv) inference data. We do not otherwise “Sell” (as defined in the CCPA) your personal information, and have not engaged in such activity in the 12 months prior to the effective date of this specific privacy notices page.

If you would like to opt out of One Design's Sharing of your information with third parties for such purposes, you may do so by clicking on the “Opt Out of the Selling and Sharing of My Personal Information” link in the footer of this page.

The CCPA also allows you to limit the use or disclosure of your “sensitive personal information” (as defined in the CCPA) if your sensitive personal information is used for certain purposes. Please note that we do not use or disclose sensitive personal information other than for purposes for which you cannot opt out under the CCPA.

We do not knowingly “Sell” or Share the personal information of children under 16.

iv. We Do Not Discriminate Against You

You also have the right to not be discriminated against (as provided for in applicable law) for exercising certain of your rights. One Design does not discriminate against California Residents for exercising their rights.

C. Additional Information for Virginia Residents

This Section is only applicable to you if you are a resident of the state of Virginia in the US (“Virginia Residents”) and only applies to Bitnimbus Controlled PI for which Bitnimbus is a “Controller” (as defined in the VCDPA) but does not apply to personal information we collect about you where you are acting as an employee, owner, director, officer or contractor of a company, partnership, sole proprietorship, non-profit or government agency. “VCDPA” means the Virginia Consumer Data Protection Act (Va. Code §§ 59.1-575 to 59.1-584), as may be modified from time to time. This Section III applies to personal information we collect about Virginia Residents on or through this Website or our Services and through other means (such as information collected offline or in person).

In addition to your rights of our Privacy Policy, you can:

- ask us to confirm we are processing your personal information; and
- opt out of processing or sharing of your personal information for online targeted advertising purposes. If you would like to opt out of Bitnimbus' use of your information for such purposes, you may do so by emailing privacy@bitnimbus.io.

Certain information may be exempt from such requests under applicable law. If we deny your request to exercise your rights in whole or in part, you may have the right to appeal the decision. In such circumstances, you may contact us at privacy@bitnimbus.io with the subject “Virginia Data Privacy Request Appeal” to provide us with information about details about why you are appealing the decision.

If you are a Virginia Resident who is a User and uses the Services to store User Controlled PI for which you are a “Controller” and One Design is your “Processor” (as defined in the VCDPA), please see our Data Processing Addendum for information about how we process User Controlled PI.

D. Additional Information for Colorado Residents

This Section is only applicable to you if you are a resident of the state of Colorado in the US (“Colorado Residents”) and only applies to Bitnimbus Controlled PI for which Bitnimbus is a “Controller” (as defined in the CPA) but does not apply to personal information we collect about you where you are acting as an employee, owner, director, officer or contractor of a company, partnership, sole proprietorship, non-profit or government agency. “CPA” means the Colorado Privacy Act (Colorado Revised Statutes § 6-1-1301), as may be modified from time to time. This Section IV applies to personal information we collect about Colorado Residents on or through this Website or our Services and through other means (such as information collected offline or in person).

For the categories of PI we collected, see Section 8(II)(a) above. With respect to how we share, sell or otherwise disclose your PI, see Section 8(II)(a) and 8(II)(c) above.

Subject to certain exceptions and restrictions, the CPA provides Colorado Residents the right to submit requests to a business which has collected their personal information: (i) to provide them with access to the specific pieces and categories of personal information collected by the business about such Colorado Resident, the categories of sources for such information, the business or commercial purposes for collecting such information, and the categories of third parties with which such information was shared; (ii) to request correction of their inaccurate personal information; and (iii) to

delete their personal information (each, a “Colorado Request”). We need certain types of information so that we can provide our Services to you. If you ask us to delete some or all of your information, you may no longer be able to access or use the Services.

If you are a Colorado Resident, please follow the instructions in the “Your Rights and Choices” section in our Privacy Policy to submit Colorado Requests and please make sure you note that you are a Colorado Resident when you do so. Colorado Residents may designate an authorized agent to make Colorado Requests on their behalf. In order to designate an authorized agent to make a Colorado Request on your behalf, you or your agent must provide proof that the agent has been authorized by you to act on your behalf, such as written authorization signed by you authorizing that agent to act on your behalf. We reserve the right to request additional information from you and/or individuals purporting to be authorized agents, such as when we suspect fraud.

For Colorado residents only, within 45 days of a valid and verifiable data subject request, if we do not take any action on the request, we will let you know why, which is usually because we cannot verify your identity or we have verified your identity but identified that you are not and have not been a Colorado consumer in the relevant time period and not able to exercise rights under the CPA. We will provide information about how you may appeal this decision / non-action in that communication.

You may contact the Colorado Attorney General if you have concerns about the result of your appeal.

You may submit data subjects requests to know two times within any 12-month period. We can deny more frequent requests. There are no limits on the number of deletion or correction requests you can make. However, we may deny or charge a fee for manifestly unfounded or excessive deletion requests in line with our administrative costs for the deletion requests.

We do not charge a fee to process or respond to your verifiable consumer request unless it is excessive, repetitive, or manifestly unfounded. If we determine that the request warrants a fee, we will tell you why we made that decision and provide you with a cost estimate before completing your request.

We will not discriminate against you for exercising any of your CPA rights. Unless permitted by the CPA, we will not:

- Deny you goods or services.
- Charge you different prices or rates for goods or services, including through granting discounts or other benefits, or imposing penalties.
- Provide you a different level or quality of goods or services.
- Suggest that you may receive a different price or rate for goods or services or a different level or quality of goods or services.

8. Other Terms

- A. Transfer of Assets: If another entity acquires us or acquires all (or substantially all) of our assets, the Data in our platform will be transferred to and used by this acquiring entity. Also, if any bankruptcy or reorganization proceeding is brought by or against us, all such information may be sold or transferred to third parties.
- B. Minors and Privacy: The Sites and Services are not directed toward, or intended for use by, individuals under age 13 (16 if outside the US). We do not knowingly collect information from anyone under age 13 (16 if outside the US). If you are under the age of 13 (16 if outside the US), please do not use the Sites and do not register with, order or purchase from, or provide any Personal Data to, us. If we find out that we have collected information from a minor under age 13 (16 if outside the US), we will take all commercially reasonable steps to delete that information immediately. If you are under the age of 18, you should use

the Sites only with the involvement of a parent or legal guardian and should not submit any Personal Data to us.

- C. Third Party Sites and Links: We are not responsible for the privacy practices and/or security practices employed by any third-party websites or service, including but not limited to any such sites or services that may be linked to or referred to in any way on the Sites.
- D. International (non-USA) Users: If you are a user from a country outside the United States, and you choose to access the Sites, you are deemed to consent to the transfer of any Personal Data you disclose from the country from which you reside or from which you access the Sites to United States, as allowed by law.
- E. Do Not Track: Some web browsers may transmit "Do Not Track" signals to websites visited by the user that signal to websites you visit that you do not want to have your online activity tracked. Given that there is not a uniform way that browsers communicate the "Do Not Track" signal, we do not currently interpret, respond to or alter its practices when it receives "Do Not Track" signals.
- F. Biometric ID Processing: We do not use any technologies (e.g. face recognition) that are designed to identify an individual based on data (e.g. photographs, videos) collected/processed by the system.
- G. Accessibility: We strive to assure that our Sites are accessible. If you experience any difficulty in accessing any part of the Sites or this Privacy Policy, please contact us immediately.
- H. California Residents: If you are a California resident, California law may provide you with additional rights regarding our use of your personal information. California's "Shine the Light" law permits our users who are California residents to request and obtain from us, once a year and free of charge, information about categories of personal information, if any we disclosed to third parties for direct marketing purposes and the names and addresses of all third parties with which we shared personal data in the immediately preceding calendar year. If you are a California resident and would like to make such a request, please submit your request in writing using the contact information provided above. Please allow up to 45 days for a response.
- I. Security. We endeavor to incorporate commercially reasonable safeguards to help protect and secure your Personal Data. However, no data transmission over the Internet, mobile networks, wireless transmission or electronic storage of information can be guaranteed to be 100% secure. Please note that we cannot ensure the security of any information you transmit to us, and you use our Services and provide us with your information at your own risk.
- J. Severability and Enforceability. To the extent any provision of this Privacy Policy is found by a competent tribunal to be invalid or unenforceable, such provision shall be severed to the extent necessary for the remainder to be valid and enforceable.

9. Contact Us

If you have any questions about this Privacy Policy, our Sites and/or Services, you can contact us at:

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