

# WEBSITE PRIVACY POLICY

Last updated: **April 7th, 2021**

Terms of Use: [https://bc148d7f-13e1-49da-8a78-c87aefb5361c.filesusr.com/ugd/af5e7c\\_308b6541fa844f06bd1ef803aa13abba.pdf](https://bc148d7f-13e1-49da-8a78-c87aefb5361c.filesusr.com/ugd/af5e7c_308b6541fa844f06bd1ef803aa13abba.pdf)

## 1. INTRODUCTION

HedgeTech, LLC, a Massachusetts limited liability company (“**HedgeTech**”) respects your privacy and we are committed to protecting it through our compliance with this policy. The terms “we”, “us” and “our” refer to HedgeTech. The term “you” refers to the person visiting this website.

This privacy policy describes the types of information we may collect from you or that you may provide when you visit the website <https://www.hedgetech.io/> and our practices for collecting, using, maintaining, protecting, and disclosing that information.

Information in grey applies only if Regulation EU 2016/679 (the “**GDPR**”) applies to you. The GDPR applies to you if the processing of your personal data is done in the context of the activities of a relevant establishment of a controller or a processor in the European Economic Area (the “**EEA**”), or where the offering of goods and services, or the monitoring of your behavior has occurred and you are in the EEA.

Please read this policy carefully to understand our policies and practices regarding your information and how we will treat it. If you do not agree with our policies and practices, your choice is not to use our website. By accessing or using this website, you agree to this privacy policy. This policy may change from time to time (see Section 10 – “Changes to this privacy policy”). Your continued use of this website after we make changes is deemed to be acceptance of those changes, so please check the policy periodically for updates.

## 2. CHILDREN UNDER THE AGE OF 18

Our website is not intended for children under 18 years of age. No one under age 18 may provide any information to or on the website. We do not knowingly collect personal information from children under 18. If you are under 18, do not use or provide any information on this website or through any of its features, register on the website, or provide any information about yourself to us, including your name, address, telephone number, email address, or any screen name or user name you may use. If we learn we have collected or received personal information from a child under 18 without verification of parental consent, we will delete that information. If you believe we might have any information from or about a child under 18, please contact us at [info@hedgetech.io](mailto:info@hedgetech.io).

## 3. TYPE OF DATA WE COLLECT, PURPOSE AND LEGAL BASIS

### 3.1 What Personal Data Do We Collect?

The personal data that we collect includes, but is not limited to:

(a) Subscription for Services and Communication

Identity data, including your first name, last name, postal address, e-mail address, telephone number, company name, credit card and billing information to subscribe to our software as a service.

(b) Tracking and Usage

Information about your internet connection, the equipment you use to access our website, and technical and usage data, including data about your use of the website (e.g. date, time and location of access to our website, “mouse events”, apps or newsletter, clicked pages/links or entries and comparable data), and the use of other technology on the devices (and the type of devices) you use to access our website, including information collected through cookies and other tracking technologies.

(c) Marketing

Marketing and communications data, including your preferences in receiving marketing from us and/or our third parties and your communication preferences, if you provide your consent. You maintain the ability to opt out of direct marketing.

### 3.2 Purpose and Legal Basis

- a. We collect and process your personal data when processing is necessary for the performance of our contract with you or your designee.
- b. We also process your personal data in order to comply with applicable U.S. laws (as we could not provide you with the required services unless we complied with U.S. laws) and when necessary for the purposes of our legitimate interests.
- c. We also process your personal data for direct marketing purposes based on your consent. If you have given your consent, you can withdraw this consent at any time as set out in 7(a). Such a withdrawal will not affect the lawfulness of the processing prior to the consent withdrawal.

## **4. HOW WE USE YOUR INFORMATION**

We may use, or disclose the personal information we collect for one or more of the following purposes:

- (a) To fulfill or meet the reason you provided the information. For example, if you share your name and contact information to request a price quote or ask a question about our products or services, we will use that personal information to respond to your inquiry. If you provide your personal information to purchase a product or service, we will use that information to process your payment and facilitate delivery. We may also save your information to facilitate new purchase orders or process returns.
- (b) To provide, support, personalize, and develop our website, products, and services.
- (c) To create, maintain, customize, and secure your account with us.
- (d) To process your requests, purchases, transactions, and payments and prevent transactional fraud.
- (e) To provide you with support and to respond to your inquiries, including to investigate and address your concerns and monitor and improve our responses.
- (f) To personalize your website experience and to deliver content and product and service offerings relevant to your interests, including targeted offers and ads through our website, third-party sites, and via email or text message (with your consent, where required by law).
- (g) To perform in connection with your roles, responsibilities, and/or status as a job applicant to or an employee, owner, director, officer, or contractor of HedgeTech, including

administering payroll, benefits, maintaining compliance with policies and procedures, and to comply with health and safety and occupational health obligations;

- (h) To help maintain the safety, security, and integrity of our website, products and services, databases and other technology assets, and business.
- (i) For testing, research, analysis, and product development, including to develop and improve our website, products, and services.
- (j) To respond to law enforcement requests and as required by applicable law, court order, or governmental regulations.
- (k) As described to you when collecting your personal information.
- (l) To evaluate or conduct a merger, divestiture, restructuring, reorganization, dissolution, or other sale or transfer of some or all of our assets, whether as a going concern or as part of bankruptcy, liquidation, or similar proceeding, in which personal information held by us about our consumers is among the assets transferred.
- (m) For any other purpose with your consent.

We may use the information we have collected from you to enable us to display advertisements to our advertisers' target audiences. Even though we do not disclose your personal information for these purposes without your consent, if you click on or otherwise interact with such an advertisement, the advertiser may assume that you meet its target criteria.

## **5. DISCLOSURE OF YOUR INFORMATION**

### **5.1 Recipients**

We may disclose aggregated and anonymized information about our users, and information that does not identify any individual, without any restrictions.

We may disclose personal information that we collect or you provide as described in this privacy policy:

- (a) To our subsidiaries and affiliates.
- (b) To contractors, service providers, and other third parties we use to support our business ("**Processors**").
- (c) To a buyer or other successor in the event of a merger, divestiture, restructuring, reorganization, dissolution, or other sale or transfer of some or all of HedgeTech's assets, whether as a going concern or as part of bankruptcy, liquidation, or similar proceeding, in which personal information held by HedgeTech about our website users is among the assets transferred.
- (d) To fulfill the purpose for which you provide it.
- (e) For any other purpose disclosed by us when you provide the information.
- (f) With your consent.
- (g) To comply with any court order, law, or legal process, including to respond to any government or regulatory request.

- (h) To enforce or apply our terms of use located at the URL mentioned in the first paragraph and other agreements, including for billing and collection purposes.
- (i) If we believe disclosure is necessary or appropriate to protect the rights, property, or safety of HedgeTech, our customers, or others.

## 5.2 Contractual Restrictions of Third-Party Processors

If we engage third-party processors to process your personal information on our behalf, such third-party processor will be subject to binding contractual obligations to: (i) only process the personal information in accordance with our prior written instructions; and (ii) use measures to protect the confidentiality and security of your personal information; together with any additional requirement under applicable law.

## 5.3 International transfers

We, and some of the recipients above which will receive or have access to your personal data, are located in territories outside the EEA. However, such recipients will be subject to GDPR compliance and we will do everything we can to ensure that the level of protection of your personal information guaranteed by the GDPR is not undermined through such international transfers.

- a. **Some recipients may be located in countries with adequacy decisions pursuant to Art. 45 GDPR [https://ec.europa.eu/info/law/law-topic/data-protection/data-transfers-outside-eu/adequacy-protection-personal-data-non-eu-countries\\_en](https://ec.europa.eu/info/law/law-topic/data-protection/data-transfers-outside-eu/adequacy-protection-personal-data-non-eu-countries_en) which is recognized as providing an adequate level of data protection from a European data protection law perspective.**
- b. **Other recipients may be located in countries which do not provide an adequate level of protection from a European data protection law perspective (for example, the United States of America). As to such recipients, it is our policy to base the transfer on appropriate safeguards, such as binding corporate rules (Art. 46(2)(b), 47 GDPR), standard data protection clauses adopted by the European Commission or by a supervisory authority (Art. 46(2)(c) or (d) GDPR), approved codes of conduct together with binding and enforceable commitments of the recipient (Art. 46(2)(e) GDPR), or approved certification mechanisms together with binding and enforceable commitments of the recipient (Art. 46(2)(f) GDPR). In addition, some recipients in the U.S. are also certified under the EU-U.S. Privacy Shield (<https://www.privacyshield.gov/welcome>). Although the Court of Justice of the European Union issued a judgment in July 2020 declaring the EU-US Privacy Shield as “invalid,” this decision does not relieve participants in the EU-US Privacy Shield of their obligations under the framework to comply with the applicable data protection standards and mechanisms that were originally provided by the EU-US Privacy Shield to comply with data protection requirements when transferring personal data from the European Union and Switzerland to the United States in support of transatlantic commerce. Regardless, we – at minimum – have also executed additional data processing agreements with such EU-U.S. Privacy Shield certified parties that include standard data protection clauses as further described above in Section 5.3(b) to provide us with assurance that such parties will give**

HedgeTech's data the same high level of security, privacy, and data protection that it would receive in the EU.

- c. As further specified above in Section 5.2, any third-party processors engaged by us will be subject to binding contractual obligations, which are usually outlined in so-called data processing agreement (Art. 28 GDPR).
- d. HedgeTech is potentially liable for onward transfer to third parties of data of European Union individuals received pursuant to the EU-US Privacy Shield. HedgeTech may share personal data as set forth in Section 3 above to the persons set forth in Section 5 above. Except as permitted or required by applicable law, HedgeTech requires non-affiliated parties to whom it discloses personal data and who are not subject to the European Union Data Protection Directive 95/46 or an adequacy finding to either (i) subscribe to the relevant principles of the EU-US Privacy Shield or (ii) contractually agree to provide at least the same level of protection for personal data as is required by the relevant principles of the EU-US Privacy Shield.

## **6. HOW LONG WILL WE KEEP YOUR DATA**

We intend to keep your personal data for as long as necessary to fulfil the purposes we collected it for, including to satisfy legal and reporting requirements.

To determine the appropriate retention period for personal data, we consider amount, nature, and sensitivity of the personal data, potential risk of harm from unauthorized use or disclosure of your personal data, purposes for which we process your personal data and whether we can achieve those purposes through other means, and applicable legal requirements.

We process and store your data for the duration of the relevant commercial business relationship. This also includes your subscription to our software as a service (pre-contractual legal relationship) and the performance of our services.

We are subject to various retention and documentation obligations arising from the relevant local data protection laws. The periods and deadlines for retention and/or documentation set out in the applicable laws/regulations can extend up to ten years beyond the end of the contractual or pre-contractual legal relationship. Special statutory provisions may require longer retention.

In some circumstances you may ask us to delete your personal data. If the data is no longer required to meet contractual or statutory obligations and rights, it is regularly deleted unless its further processing - for a limited period - is necessary to fulfil the purposes listed in this policy, for example, due to an overriding legitimate interest. Such an overriding legitimate interest is deemed to be the case, for example, if it is not possible to delete the data as a result of a special type of storage, or because it is only possible at an unreasonably great expense and processing for other purposes is excluded by appropriate technical and organizational measures.

In some circumstances we may anonymize your personal data (so that it can no longer be associated with you) for research or statistical purposes, in which case we may use this information indefinitely without further notice to you.

## **7. YOUR RIGHTS WHEN MAKING YOUR PERSONAL DATA AVAILABLE TO US**

We undertake to keep your personal data confidential and to ensure that you may exercise your rights. You may exercise your rights by writing us an e-mail to [info@hedgetech.io](mailto:info@hedgetech.io) simply informing us of the reason for your request and the right that you wish to exercise. We may request

you to provide a copy of a document evidencing your identity if we deem necessary to be able to identify you.

Notwithstanding the purpose or legal basis pursuant to which we process your data, you have the following rights.

a. Right to withdraw your consent

If you have given your consent regarding certain types of processing activities (in particular regarding the receipt of direct marketing communications), you may withdraw this consent at any time with future effect. Such a withdrawal will not affect the lawfulness of the processing prior to the consent withdrawal. You may withdraw your consent by writing us an e-mail to [info@hedgetech.io](mailto:info@hedgetech.io).

b. To request access to your personal data that we hold

As provided by applicable data protection law, you have the right to obtain from us confirmation as to whether or not personal data concerning you is processed, and, if so, to request access to the personal data. The information includes the purposes of the processing, the categories of personal data concerned, and the recipients or categories of recipients to whom the personal data have been or will be disclosed. However, this is not an absolute right and the interests of other individuals may restrict your right of access. You have the right free of charge to obtain a copy of the personal data undergoing processing. For further copies requested by you, we may charge a reasonable fee based on administrative costs.

c. To request that we rectify the personal data that we hold

As provided by applicable data protection law, you have the right to obtain from us the rectification of inaccurate personal data concerning you. Depending on the purposes of the processing, you have the right to have incomplete personal data completed, including by means of providing a supplementary statement.

d. To request that we erase your personal data

As provided by applicable data protection law, you have the right to obtain from us the erasure of personal data concerning you. We may be obliged to erase such personal data, to the extent that it is no longer necessary for the purpose for which they were obtained, as explained above, or when we are no longer legally permitted to process them.

e. To request that we cancel or limit the processing of your personal data

As provided by applicable data protection law, you have the right to obtain from us, and we may be obliged to restrict the processing of, your personal data. In such case, the respective personal data will be marked and may only be processed by us for certain purposes.

f. Right to request data portability

As provided by applicable data protection law, you have the right to receive the personal data concerning you which you have provided to us, in a structured, commonly used and machine-readable format and you have the right to transmit those personal data to another entity without hindrance from us, where the processing is carried out by automated means and is based on consent pursuant to Art. 6(1)(a) GDPR or on a contract pursuant to Art. 6(1)(b) GDPR.

g. Right to object

Under certain circumstances, you have the right to object, on grounds relating to your particular situation, at any time to the processing of your personal data by us and we are required to no longer process your personal data. Such right to object especially applies if we collect and process your personal data for profiling purposes in order to better understand your interests in our products and services or for certain types of direct marketing. If you have a right to object and if you exercise this right, your personal data will no longer be processed for such purposes by us. Such a right to object may, in particular, not exist if the processing of your personal data is necessary to take steps prior to entering into a contract or to perform a contract already concluded.

You have the right to lodge a complaint with the competent data protection supervisory authority in the relevant Member State here, e.g., the place where you reside, work, or of an alleged infringement of the GDPR.

## **8. COOKIES**

A cookie is a small text file that stores Internet settings. Almost every website uses cookie technology. The cookie is downloaded by your Internet browser the first time you visit a website. The next time you visit this website from the same device, the cookie and the information in it are either sent back to the originating website (first-party cookies) or to another website to which it belongs (third-party cookies). By that, the website can detect that it has already been opened using this browser, and in some cases it will then vary the content it shows.

Some cookies are extremely useful because they can improve your user experience when you return to a website you have already visited. This assumes that you are using the same device and the same browser as before; if so, cookies will remember your preferences, will know how you use the website, and will adapt the content you are shown so that it is more relevant to your personal interests and needs.

Based on what function cookies have and the purpose for which cookies are used, there are four categories of cookies: strictly necessary cookies, performance cookies, functional cookies and marketing cookies.

### **8.1 Strictly necessary cookies**

These are cookies that are essential to fulfil an action requested by you, such as identifying you as being logged in. If you prevent these cookies by adjusting your browser settings we cannot guarantee how our website will perform during your visit. These cookies are essential in order to enable you to move around the website and use its features. Your consent is not required for the use of strictly necessary cookies.

### **8.2 Performance cookies**

These are cookies used to improve our website, for example, for analytics that let us see how a website is being used and where to make improvements, including the number of visitors, where visitors have come from to the website and the pages visited. These cookies do not save information that would allow the user to be identified. The collected information is aggregated, and therefore anonymous. These cookies are used exclusively to improve the performance of the website, and with it the user experience.

### **8.3 Functionality cookies**

These cookies enable a website to save information which has already been entered (such as user names, languages choices, and your location), so that it can offer you improved and more

personalized functions. Functional cookies are also used to enable features you request such as playing videos. These cookies collect anonymous information and cannot track your movements on other websites.

#### 8.4 Targeting and advertising cookies

These cookies track browsing habits and are used to deliver targeted (interest-based) advertising. They are also used to limit the number of times you see an advertisement and to help measure the effectiveness of advertising campaigns. They remember whether you have visited a website or not, and this information can be shared with other organizations such as advertisers (this includes advertising technologies on websites such as Facebook, LinkedIn and Twitter). Cookies for improving group targeting and advertising will often be linked to site functionality provided by other organizations.

Web beacons are small, transparent graphic images that are delivered through a web browser or HTML e-mail. Web beacons may include GIF or PNG images, pixels, javascript, or other tags, which are used to track visitor activity on a particular website, or the viewing of a particular e-mail. We may also use other tracking mechanisms such as web beacons to collect marketing statistics.

You may at any time “opt out” of HedgeTech’s use of cookies, web beacons or other tracking mechanisms through your browser settings. However, disabling such features may prevent you from using certain features or taking full advantage of all of our offerings on our website.

For more information about cookies, including how to set your internet browser to reject cookies, please visit <http://cookiecentral.com>. For more information about the cookies we use, please contact [info@hedgetech.io](mailto:info@hedgetech.io).

We store this cookie data until the end of the term of a particular cookie or until the cookies are deleted by you.

These processing operations are based on Article 6(1)(f) of the GDPR. Our interest is the ongoing optimization and usability of our website as well as marketing.

### **9. LINKS TO THIRD PARTY WEBSITE**

This website may also contain links to websites operated by other companies, including websites operated by our third-party service providers, and unrelated third parties. This privacy policy does not apply to personal data collected on any of these other websites. When you access third-party websites through a link on one of our website, please review the privacy policy posted on that website.

### **10. CHANGES TO THIS PRIVACY POLICY**

We may update or revise this privacy policy. We reserve the right to do so, at any time and without prior notice, by posting the revised version on our website. These changes will be effective as of the date we post the revised version on our website. They will apply only to the personal data we collect after we have posted the revised version. Your use of our website following any such change constitutes your consent to the terms of the revised privacy policy. For this reason, it is important to review this privacy policy regularly.

Older versions of this privacy policy can be viewed in an archive.



## **11. YOUR CALIFORNIA PRIVACY RIGHTS**

If you are a California resident, California law may provide you with additional rights regarding our use of your personal information. To learn more about your California privacy rights, see the addendum below.

## **12. CONTACT INFORMATION**

If you have questions or concerns regarding this privacy policy, please contact us at [info@hedgetech.io](mailto:info@hedgetech.io).

In compliance with the Privacy Shield Principles, HedgeTech commits to resolve complaints about our collection or use of your personal information. EEA and Swiss individuals with inquiries or complaints regarding our Privacy Shield policy should first contact us at [info@hedgetech.io](mailto:info@hedgetech.io).

HedgeTech has further committed to refer unresolved Privacy Shield complaints to JAMS, an alternative dispute resolution provider located in the United States and the EU. For more information and to submit a complaint to JAMS, a dispute resolution provider which has locations in the United States and the EU, visit <https://www.jamsadr.com/eu-us-privacy-shield>.

This independent dispute resolution mechanism is available to EEA and Swiss residents free of charge. If any request remains unresolved, you may have a right, under certain conditions, to invoke binding arbitration under Privacy Shield; for additional information, see <https://www.privacyshield.gov/Individuals-in-Europe>. The FTC has jurisdiction over HedgeTech's compliance with the Privacy Shield.

As we do not have an establishment in the European Union we have appointed a representative based in Vienna, Austria, who you may address if you are located in the EU to raise any issues or queries you may have relating to our processing of your personal information and/or this privacy policy more generally. Our EU representative is: GDPR-Rep.eu Maetzler Rechtsanwalts GmbH & Co KG Attorney at Law located at Schellinggasse 3/10, 1010 Vienna, Austria. Our EU representative can be contacted directly by emailing them at the following address: [info@gdpr-rep.eu](mailto:info@gdpr-rep.eu).

## PRIVACY NOTICE FOR CALIFORNIA RESIDENTS

Last updated: January 1, 2020

This **Privacy Notice for California Residents** (this “**Notice**”) supplements the information contained in HedgeTech’s above and applies solely to individuals who reside in the State of California (“**consumers**” or “**you**”). We adopt this notice to comply with the California Consumer Privacy Act of 2018 (“**CCPA**”) and any terms defined in the CCPA have the same meaning when used in this Notice.

### 1. INFORMATION WE COLLECT

We collect information that identifies, relates to, describes, references, is reasonably capable of being associated with, or could reasonably be linked, directly or indirectly, with a particular consumer (including consumers who are job applicants to or employees, owners, directors, officers, or contractors of HedgeTech), household, or device (“**personal information**”). Personal information does not include:

- (a) Publicly available information from government records.
- (b) Deidentified or aggregated consumer information.
- (c) Information excluded from the CCPA’s scope, like:
  - i. health or medical information covered by the Health Insurance Portability and Accountability Act of 1996 (HIPAA) and the California Confidentiality of Medical Information Act (CMIA) or clinical trial data; and,
  - ii. personal information covered by certain sector-specific privacy laws, including the Fair Credit Reporting Act (FCRA), the Gramm-Leach-Bliley Act (GLBA) or California Financial Information Privacy Act (FIPA), and the Driver’s Privacy Protection Act of 1994.

In particular, we have collected the following categories of personal information from consumers (including consumers who are job applicants to or employees, owners, directors, officers, or contractors of HedgeTech) within the last twelve months:

Category	Examples	Collected
A. Identifiers.	A real name, alias, postal address, unique personal identifier, online identifier, Internet Protocol address, email address, account name, Social Security number, driver’s license number, passport number, or other similar identifiers.	<b>YES</b>
B. Personal information categories listed in the California Customer Records statute (Cal. Civ. Code § 1798.80(e)).	A name, signature, Social Security number, physical characteristics or description, address, telephone number, passport number, driver’s license or state identification card number, insurance policy number, education, employment, employment history, bank account number, credit card number, debit card number, or any other financial information, medical information, or health insurance information. Some	<b>YES</b>

	personal information included in this category may overlap with other categories.	
C. Protected classification characteristics under California or federal law.	Age (40 years or older), race, color, ancestry, national origin, citizenship, religion or creed, marital status, medical condition, physical or mental disability, sex (including gender, gender identity, gender expression, pregnancy or childbirth and related medical conditions), sexual orientation, veteran or military status, genetic information (including familial genetic information).	<b>NO</b>
D. Commercial information.	Records of personal property, products or services purchased, obtained, or considered, or other purchasing or consuming histories or tendencies.	<b>YES</b>
E. Biometric information.	Genetic, physiological, behavioral, and biological characteristics, or activity patterns used to extract a template or other identifier or identifying information, such as, fingerprints, faceprints, and voiceprints, iris or retina scans, keystroke, gait, or other physical patterns, and sleep, health, or exercise data.	<b>NO</b>
F. Internet or other similar network activity.	Browsing history, search history, information on a consumer's interaction with a website, application, or advertisement.	<b>YES</b>
G. Geolocation data.	Physical location or movements.	<b>YES</b>
H. Sensory data.	Audio, electronic, visual, thermal, olfactory, or similar information.	<b>NO</b>
I. Professional or employment-related information.	Current or past job history or performance evaluations.	<b>NO</b>
J. Non-public education information (per the Family Educational Rights and Privacy Act (20 U.S.C. Section 1232g, 34 C.F.R. Part 99)).	Education records directly related to a student maintained by an educational institution or party acting on its behalf, such as grades, transcripts, class lists, student schedules, student identification codes, student financial information, or student disciplinary records.	<b>NO</b>
K. Inferences drawn from other personal information.	Profile reflecting a person's preferences, characteristics, psychological trends, predispositions, behavior, attitudes, intelligence, abilities, and aptitudes.	<b>NO</b>

We obtain the categories of personal information listed above from the following categories of sources:

- (a) Directly from you. For example, from forms you complete or products and services you purchase.
- (b) Indirectly from you. For example, from observing your actions on our Website.

## **2. USE OF PERSONAL INFORMATION**

We may use or disclose the personal information we collect for one or more of the following purposes:

- (a) To fulfill or meet the reason you provided the information. For example, if you share your name and contact information to request a price quote or ask a question about our products or services, we will use that personal information to respond to your inquiry. If you provide your personal information to purchase a product or service, we will use that information to process your payment and facilitate delivery. We may also save your information to facilitate new purchase orders or process returns.
- (b) To provide, support, personalize, and develop our Website, products, and services.
- (c) To create, maintain, customize, and secure your account with us.
- (d) To process your requests, purchases, transactions, and payments and prevent transactional fraud.
- (e) To provide you with support and to respond to your inquiries, including to investigate and address your concerns and monitor and improve our responses.
- (f) To personalize your Website experience and to deliver content and product and service offerings relevant to your interests, including targeted offers and ads through our Website, third-party sites, and via email or text message (with your consent, where required by law).
- (g) To perform in connection with your roles, responsibilities, and/or status as a job applicant to or an employee, owner, director, officer, or contractor of HedgeTech, including administering payroll, benefits, maintaining compliance with policies and procedures, and to comply with health and safety and occupational health obligations;
- (h) To help maintain the safety, security, and integrity of our Website, products and services, databases and other technology assets, and business.
- (i) For testing, research, analysis, and product development, including to develop and improve our Website, products, and services.
- (j) To respond to law enforcement requests and as required by applicable law, court order, or governmental regulations.
- (k) As described to you when collecting your personal information or as otherwise set forth in the CCPA.
- (l) To evaluate or conduct a merger, divestiture, restructuring, reorganization, dissolution, or other sale or transfer of some or all of our assets, whether as a going concern or as part of bankruptcy, liquidation, or similar proceeding, in which personal information held by us about our consumers is among the assets transferred.
- (m) For any other purpose with your consent.

We will not collect additional categories of personal information or use the personal information we collected for materially different, unrelated, or incompatible purposes without providing you notice.

### **3. SHARING PERSONAL INFORMATION**

We may disclose your personal information to a third party for a business purpose. When we disclose personal information for a business purpose, we enter a contract that describes the purpose and requires the recipient to both keep that personal information confidential and not use it for any purpose except performing the contract.

We may share your personal information with the following categories of third parties:

- (a) Our subsidiaries and affiliates.
- (b) Contractors, service providers, and other third parties we use to support our business.
- (c) A buyer or other successor in the event of a merger, divestiture, restructuring, reorganization, dissolution, or other sale or transfer of some or all of HedgeTech's assets, whether as a going concern or as part of bankruptcy, liquidation, or similar proceeding, in which personal information held by HedgeTech about our website users is among the assets transferred.

#### **3.2 Disclosures of Personal Information for a Business Purpose**

In the preceding twelve (12) months, HedgeTech has not disclosed personal information for a business purpose.

#### **3.3 Sales of Personal Information**

In the preceding twelve (12) months, HedgeTech had not sold personal information.

### **4. YOUR RIGHTS AND CHOICES**

The CCPA provides consumers (California residents) with specific rights regarding their personal information. This section describes your CCPA rights and explains how to exercise those rights.

#### **4.1 Access to Specific Information and Data Portability Rights**

You have the right to request that we disclose certain information to you about our collection and use of your personal information over the past twelve months. Once we receive and confirm your verifiable consumer request (see Exercising Access, Data Portability, and Deletion Rights), we will disclose to you:

- (a) The categories of personal information we collected about you.
- (b) The categories of sources for the personal information we collected about you.
- (c) Our business or commercial purpose for collecting or selling that personal information.
- (d) The categories of third parties with whom we share that personal information.
- (e) The specific pieces of personal information we collected about you (also called a data portability request).
- (f) If we sold or disclosed your personal information for a business purpose, two separate lists disclosing:

- (g) sales, identifying the personal information categories that each category of recipient purchased; and
- (h) disclosures for a business purpose, identifying the personal information categories that each category of recipient obtained.

#### **4.2 Deletion Request Rights**

You have the right to request that we delete any of your personal information that we collected from you and retained, subject to certain exceptions. Once we receive and confirm your verifiable consumer request (see Exercising Access, Data Portability, and Deletion Rights), we will delete (and direct our service providers to delete) your personal information from our records, unless an exception applies.

We may deny your deletion request if retaining the information is necessary for us or our service provider(s) to:

- (a) Complete the transaction for which we collected the personal information, provide a good or service that you requested, take actions reasonably anticipated within the context of our ongoing business relationship with you, fulfill the terms of a written warranty or product recall conducted in accordance with federal law, or otherwise perform our contract with you.
- (b) Detect security incidents, protect against malicious, deceptive, fraudulent, or illegal activity, or prosecute those responsible for such activities.
- (c) Debug products to identify and repair errors that impair existing intended functionality.
- (d) Exercise free speech, ensure the right of another consumer to exercise their free speech rights, or exercise another right provided for by law.
- (e) Comply with the California Electronic Communications Privacy Act (Cal. Penal Code § 1546 et. seq.).
- (f) Engage in public or peer-reviewed scientific, historical, or statistical research in the public interest that adheres to all other applicable ethics and privacy laws, when the information's deletion may likely render impossible or seriously impair the research's achievement, if you previously provided informed consent.
- (g) Enable solely internal uses that are reasonably aligned with consumer expectations based on your relationship with us.
- (h) Comply with a legal obligation.
- (i) Make other internal and lawful uses of that information that are compatible with the context in which you provided it.

#### **4.3 Exercising Access, Data Portability, and Deletion Rights**

To exercise the access, data portability, and deletion rights described above, please submit a verifiable consumer request to us by either:

- Emailing us at [info@hedgetech.io](mailto:info@hedgetech.io).
- Visiting <https://www.hedgetech.io/>

Only you, or someone legally authorized to act on your behalf, may make a verifiable consumer request related to your personal information. You may also make a verifiable consumer request on behalf of your minor child.

You may only make a verifiable consumer request for access or data portability twice within a 12-month period. The verifiable consumer request must:

- (a) Provide sufficient information that allows us to reasonably verify you are the person about whom we collected personal information or an authorized representative, which may include:
- (b) Describe your request with sufficient detail that allows us to properly understand, evaluate, and respond to it.

We cannot respond to your request or provide you with personal information if we cannot verify your identity or authority to make the request and confirm the personal information relates to you.

Making a verifiable consumer request does not require you to create an account with us.

We will only use personal information provided in a verifiable consumer request to verify the requestor's identity or authority to make the request.

#### **4.4 Response Timing and Format**

We endeavor to respond to a verifiable consumer request within forty-five days of its receipt. If we require more time (up to ninety days), we will inform you of the reason and extension period in writing.

If you have an account with us, we will deliver our written response to that account. If you do not have an account with us, we will deliver our written response by mail or electronically, at your option.

Any disclosures we provide will only cover the twelve-month period preceding the verifiable consumer request's receipt. The response we provide will also explain the reasons we cannot comply with a request, if applicable. For data portability requests, we will select a format to provide your personal information that is readily useable and should allow you to transmit the information from one entity to another entity without hindrance, specifically any of the following: PDF, JPEG, word, excel, txt, csv, json, .py, html, .me.

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.

### **5. NON-DISCRIMINATION**

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

- (a) Deny you goods or services.
- (b) Charge you different prices or rates for goods or services, including through granting discounts or other benefits, or imposing penalties.
- (c) Provide you a different level or quality of goods or services.

- (d) Suggest that you may receive a different price or rate for goods or services or a different level or quality of goods or services.

However, we may offer you certain financial incentives permitted by the CCPA that can result in different prices, rates, or quality levels. Any CCPA-permitted financial incentive we offer will reasonably relate to your personal information's value and contain written terms that describe the program's material aspects. Participation in a financial incentive program requires your prior opt in consent, which you may revoke at any time.

## **6. CCPA DATA RIGHTS ARE NOT AVAILABLE FOR CERTAIN PERSONAL INFORMATION**

CCPA data rights are not available for personal information we collect about you in the course of you acting as a job applicant to or an employee, owner, director, officer, or contractor of HedgeTech, including, in these contexts, your emergency contact information and personal information that is necessary for us to retain to administer benefits for another person relating to you acting as a job applicant to or an employee, owner, director, officer, or contractor of HedgeTech. Any personal information we collect and use will only be used within the context of your role or former role in these capacities.

## **7. CHANGES TO OUR PRIVACY NOTICE**

We reserve the right to amend this privacy notice at our discretion and at any time. When we make changes to this privacy notice, we will post the updated notice on the Website and update the notice's effective date. Your continued use of our Website following the posting of changes constitutes your acceptance of such changes.

## **8. CONTACT INFORMATION**

If you have questions or concerns regarding this privacy policy, please contact us at [info@hedgetech.io](mailto:info@hedgetech.io).