



## Addendum to Privacy Policy and Terms for EU Users – Privoro LLC Release Version Feb 19<sup>th</sup>, 2025

This EU-Specific Addendum ("Addendum") supplements the Privacy Policy, Terms of Use, and Terms and Conditions (collectively, the "Existing Terms") of Privoro LLC ("Privoro," "us," or "our") and applies solely to users of our "Privoro" mobile application (the "App"), associated hardware device, and Privoro Fulcrum Cloud (PFC) service who are located in the European Economic Area, the United Kingdom, or Switzerland (collectively, the "EU"). This Addendum supplements the Existing Terms and addresses specific requirements under the EU General Data Protection Regulation (GDPR), the UK General Data Protection Regulation, the UK Data Protection Act, the German Federal Data Protection Act (BDSG), the ePrivacy Directive (as implemented in Germany through the Telecommunications Telemedia Data Protection Act (TTDSG)), and other applicable EU laws implementing any of the foregoing by any member states of the European Economic Area, the United Kingdom, or Switzerland.

In the event of any conflict between this Addendum and the Existing Terms, this Addendum shall prevail for users located in the EU.

Privoro is the data controller of your personal data (as defined by applicable law). The personal data we collect is described in our Existing Terms. The **GDPR Compliance Lead** responsible for the processing, requests and inquiries related to your personal data is:

Company:	Privoro LLC
Data Compliance Lead:	David Husband
Email:	GDPR_Contact@Privoro.com
Phone:	+1 (844) 774-8676
Address:	3100 W Ray Rd. Suite 201, Chandler AZ, 85226

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### Your Rights Under the GDPR

If you are located in the EU, you have the following rights regarding your personal data under the GDPR or other applicable law:

- **Right of Access** : You have the right to request a copy of the personal data Privoro holds about you, along with information about how it is processed.
- **Right to Rectification** : You have the right to request the correction of any inaccurate or incomplete personal data held about you.
- **Right to Erasure ("Right to be Forgotten")** : You have the right to request the deletion of your personal data under certain circumstances-(per GDPR). Please note that Privoro cannot delete your Personal Information except by also deleting your user account..
- **Right to Restriction of Processing** : You have the right to request the restriction of processing of your personal data (under certain circumstances (per GDPR))
- **Right to Data Portability** : You have the right to receive a copy of your personal data in a structured, commonly used, and machine-readable format and have the right to transmit that data to another controller without hindrance
- **Right to Object** : You have the right to object to the processing of your personal data based on legitimate interests . You also have the absolute right to object to the processing of your personal data for direct marketing purposes.
- **Right to Withdraw Consent**: Where processing is based on consent (e.g., for access to location, IP/Network information, , motion/fitness data), you have the right to withdraw your consent at any time. Withdrawal of consent may limit the functionality of the hardware device and App, and it does not affect the lawfulness of processing based on consent before its withdrawal.
- **Right to Lodge a Complaint** : You have the right to lodge a complaint with a supervisory authority, in particular in the Member State of your habitual residence, place of work, or place of the alleged infringement, if you believe the processing of your personal data infringes the GDPR or other applicable law.

To exercise these rights, please contact Privoro using the information provided in above. Privoro will respond to your request within one month of receipt, in accordance with the GDPR. This period may be extended by two further months where necessary, taking into account the complexity and number of the requests.

### Legal Basis for Processing

Privoro processes your personal data based on the following legal bases under the GDPR:

- **Performance of a Contract** : Processing is necessary for the performance of a contract to which you are a party or in order to take steps at your request prior to entering into a contract. This includes providing and maintaining the App, hardware device, and PFC (Privoro Fulcrum Cloud) service, including account creation, user authentication, use of the device and Privoro App and enabling secure connections to Privoro Fulcrum Cloud
- **Legitimate Interests** : Processing is necessary for the purposes of the legitimate interests pursued by Privoro or by a third party, except where such interests are overridden by your interests or fundamental rights and freedoms which require protection of



personal data. This includes setup and operation of the Privoro App and hardware device, communicating with you, secure data transmission, and protecting Privoro's rights and interests.

- **Consent** : Processing is based on your explicit consent. This applies to the collection of location data, device identification, IP addresses, connected networks, and motion/fitness data. You have the right to withdraw your consent at any time, but doing so may impact or limit the function or utility of the Privoro offering
- **Compliance with Legal Obligations** : Processing is necessary for compliance with a legal obligation to which Privoro is subject. This includes complying with applicable EU laws and regulations.

#### **International Data Transfers**

Privoro is a US-based company, and your data is transferred to the United States for processing in our FedRAMP-certified Privoro Fulcrum Cloud (PFC). By using our App and related services, you represent that you have read this Addendum and consent to the storage and processing of personal data outside the country where you are located. To ensure an adequate level of protection for your data, in accordance with GDPR requirements, the following safeguards are implemented:

- **EU-U.S. Data Privacy Framework (DPF)**: Privoro is self-certified under the DPF and will rely on this mechanism for data transfers to the United States. The data transferred includes encrypted data device in our Privacy Policy.
- **Standard Contractual Clauses (SCCs)**: In addition to DPF self-certification, We use Standard Contractual Clauses (SCCs) to ensure that personal data transferred outside the EU is adequately protected in accordance with applicable data protection laws.
- **Transfer Impact Assessment (TIA)**: Privoro has conducted a Transfer Impact Assessment (TIA) to evaluate the risks associated with international data transfers and ensure appropriate safeguards are in place to maintain compliance with GDPR requirements.
- Copies of our DPF certification, SCCs, and TIA documentation can be made available upon request.

#### **Data Retention**

- Your personal data is retained for no longer than is necessary for the purposes for which it was collected, or as required by EU law. Further information about specific retention periods is available upon request.

#### **Cookies and Tracking Technologies**

- The use of cookies and similar app tracking technologies is governed by Privoro's Cookie Policy, incorporated into the Privacy Policy. For users in the EU, compliance with the ePrivacy Directive and the TTDSG is ensured.

#### **Specific Provisions for Complying with the German Telecommunications Telemedia Data Protection Act (TTDSG)**

- In compliance with Section 3, Part 2, § 25 of the TTDSG, consent is required for the storage and access of information on the user's device. Consent will be obtained from the user for any features or functionalities of the App which involve storing or accessing information on a user's device, in compliance with both TTDSG and GDPR standards. These are contained in the Privoro Privacy Policy available on Privoro's Website and on the Privoro App.

#### **Trader Status**

- Privoro confirms that it is not a "trader" as defined under the EU's Digital Services Act (DSA), as goods or services are not sold through the Privoro App.

#### **Age Restriction**

- This App and hardware device are not intended for use by children under the age of 16, and we do not knowingly collect personal data from children under 16.
- The content and material of the Privoro App is suitable for all ages.

#### **Changes to this Addendum**

- This Addendum may be updated periodically. You will be notified of any material changes by posting the new Addendum in the App or by other means. Continued use of the App or hardware device after the effective date of any changes constitutes acceptance of the revised Addendum.