



- **PRIVACY NOTICE**

## **1. OVERVIEW AND SCOPE**

### **1.1. Overview**

Respect for the privacy of personal and other information is fundamental to our company. This privacy policy describes our collection of personal information from users of our Web site ("Website" or "Site"), our Platform, as well as all related applications, widgets, software, tools, and other services provided by us and on which a link to this Policy is displayed (collectively, together with the Website, our "Service"). This Policy also describes our use and disclosure of such information. By using our Service, you consent to the collection and use of personal information

in accordance with this policy. With Precog's commitment to privacy and its importance, please take the time to read this document in its entirety.

This privacy policy may be updated periodically at our discretion to ensure it remains up to date and accurate with our practices. When new versions are published, they will be placed on our site along with copies of our previous notices. These updates will be made when material updates are necessary to our practices or to the legal requirements we must meet to remain compliant with various privacy laws.

## **1.2. Versioning**

Current Version: 2.0

Published Date: 9/1/2022

## **1.3. Requirements and Limitations**

By Leveraging Precog Data, Inc. services, you acknowledge that you are a "Data Controller" or authorized by the data controller to employ our services. You also acknowledge that you either control the destinations or have verified that the destination is properly secured to meet any of your contractual, compliance or legal requirements. Users signing up for our services are required to be 18 years of age or older. Currently Precog's compliance with EU GDPR and other similar privacy laws and regulations are in place for the Precog Express platform.

## **1.4. Scope**

Precog Data, Inc. acts as both a Data Controller and a Data Processor from the perspective of our interactions with our customers. Precog Data, Inc may interact with Personal Information as defined by EU privacy standards as part of our interaction with our customers.

### **Data Controller Focus:**

Precog Data, Inc. gathers basic information on our customers as necessary to support them and ensure proper billing occurs. Information is provided voluntarily and is necessary to support the customer and ensure billing is completed appropriately. Information is also necessary to ensure the user can log in and interact with the platform.

The following is some samples of some of the information that may be gathered by Precog Data, Inc. This should not be considered an exhaustive list:

- User names
- Emails

- Names

**Data Processor Focus:**

Customers who are purchasing our services, are paying/contracting Precog Data, Inc. to process their data. This “Customer Data” may contain privacy related elements. In these cases, we are functioning as a Data Processor for the company purchasing our services. It is critical the customer inform Precog Data, Inc. of their desire to use Precog Express to process any privacy related elements that may be subject to privacy laws such as the EU GDPR or California privacy acts. As required by law, Precog Data, Inc. will keep a record of the important elements you are paying Precog Data, Inc. to process and transfer on your behalf.

Samples of elements covered by data privacy:

- Name
- Email
- SSN
- Other elements as defined under EU Privacy laws
- Special category data as defined under EU Privacy laws.

## **2. PERSONAL INFORMATION**

"Personal Information," as used in this policy, is information that specifically identifies an individual, such as an individual’s name, social security number, telephone number, or e-mail address. Personal information also includes information about an individual’s activities, such as information about his or her activity on the Site or credit history, and demographic information, such as date of birth, gender, address, geographic area, and preferences, when any of this information is linked to personal information that identifies that individual.

Personal information does not include "aggregate" or other non-personally identifiable information. Aggregate information is information that we collect about a group or category of products, services, or users that is not personally identifiable or from which individual identities are removed. We may use and disclose aggregate information, and other non-personally identifiable information, for various purposes.

## **3. COLLECTION OF INFORMATION**

### **3.1. Passive Information Collection**

When you use the Service, some information may be automatically collected, such as your IP address, browser type, system type, the content and pages that you access on the Site, "referring URL" (i.e., the page from which you navigated to the Site), the pages you navigate to on the Site, and from which you leave the Site, as well as the time you spend on the Site.

We collect this information passively using technologies such as standard server logs, cookies, and clear GIFs (also known as "Web beacons"). We use passively-collected information to administer, operate, and improve the Site and our other services and systems, and to provide services and content that are tailored to you. If we link or associate any information gathered through passive means with personal information, we treat the combined information as personal information under this policy. Otherwise, we use information collected by passive means in a non-personally identifiable form only.

Also, please be aware that third parties may set cookies on your hard drive or use other means of passively collecting information about your use of their services or content. We do not have access to, or control over, these third-party means of passive data collection.

### **3.2. Collection of Voluntarily Provided Information**

We may collect personal information that our users provide to us in a variety of ways through our Service. For instance, when you request information about our services or otherwise communicate with us, we collect the personal information that is provided to us. We may collect personal information such as name, e-mail address, city, state, country, other demographic information, and your interests and preferences in these manners. For customers specific information is necessary to ensure proper billing occurs and that Precog Data, Inc. can provide proper service to our customers.

### **3.3. Information from Other Sources**

We may receive information about you, including personal information, from third parties, and may combine this information with other personal information we maintain about you. If we do so, this policy governs any combined information that we keep in a personally-identifiable format.

## **4. USE OF PERSONAL INFORMATION**

We use personal information to provide services and information that you request; to enhance, improve, operate, and maintain the Site and Service, our programs, services, website, and other systems; to prevent fraudulent use of our Site and Service; to tailor your user experience; to maintain a record of our dealings with you, and for other administrative purposes.

We may also use the personal information you provide to contact you regarding our products and services. We allow you to opt-out from receiving marketing communications from us as described in the "Choice" section below.

## **5. DISCLOSURE OF PERSONAL INFORMATION**

We will not disclose your personal information to third parties without your consent, other than as described in this policy. We may disclose personal information to third-party service providers (e.g., data storage and processing facilities) that assist us in our work. These services do not have direct access to your data. We limit the personal information provided to these service providers to that which is reasonably necessary for them to perform their functions.

We may also disclose personal information if we believe that doing so is legally required or is in our interest to protect our property or other legal rights (including, but not limited to, enforcement of our agreements), or the rights or property of others.

In addition, information about our users, including personal information, may be disclosed as part of any merger, acquisition, debt financing, sale of company assets, or similar transaction, as well as in the event of an insolvency, bankruptcy, or receivership in which personal information could be transferred to third parties as one of our business assets.

## **6. CHOICE**

If you receive a commercial email from us, you may unsubscribe at any time by following the instructions contained within the email. You may also opt-out from receiving commercial emails from us by sending us an email or by writing to us at the address given at the end of this policy.

## **7. USE AND ACCESS TO COMPANY DATA**

The data sources customers connect will pass data through the Precog system. If data fails to transmit properly, the data may be accessed by Precog personnel to correct transmission errors. This will be performed only to ensure proper transfers are occurring or at the customer's request. Access will be limited to specific personnel. Access to customer data will be tracked

and periodically reviewed for appropriateness. We will not disclose or provide other customers or third parties access to any data. The data will be properly secured and isolated logically from other customers.

Data is currently processed in the United States in the Amazon East region. As other regions and data centers become available, the customer may be able to select these other regions as part of our services.

## **8. HOW TO REQUEST INFORMATION OR FILE REQUESTS**

For inquiries as to privacy information or requests to update information please send requests to [privacy@precog.com](mailto:privacy@precog.com). You do have the right to submit requests to have your information deleted and updated as necessary to ensure it is up to date and accurate. These requests may also be submitted to our privacy mailbox. Precog Data, Inc. may not be able to fulfill all requests, but will review your requests in accordance with privacy laws and requirements and ensure you receive a proper response in legally mandated time frame.

## **9. LINKS**

For your convenience, the Site may contain links to other Web sites, products, or services that we do not own or operate. If you choose to visit or use any third-party products or services, please be aware that this policy will not apply to your activities or any information you disclose while using third-party products or services or otherwise interacting with third parties.

## **10. CHILDREN**

Children's safety is important to us, and we encourage parents and guardians to take an active interest in the online activities of their children. We do not knowingly collect personal information from children under the age of 13 without obtaining parental consent. Use of Precog Data, Inc. services requires a user be an adult aged 18 or older. Any data processed by Precog Data, Inc. containing children's information is at the behest of our customers as the primary data controller. Precog Data, Inc. is only operating as a data processor in these instances.

## **11. SECURITY**

Precog Data, Inc. protects the Personal Information it collects with reasonable and appropriate physical, electronic, and procedural safeguards. We use reasonable security measures that are designed to protect personal information from loss, misuse, and unauthorized access, disclosure, alteration, or destruction. Please note, however, that no data security measures can be guaranteed to be completely effective.

Consequently, we cannot ensure or warrant the security of any personal information or other information. You transmit information to us at your own risk.

## **12. UPDATES TO THIS POLICY**

We may occasionally update this Policy. When we do, we will also revise the "last updated" date at the beginning of the policy. Your continued use of this Service after such changes will be subject to the then-current policy. We encourage you to periodically review this policy to stay informed about how we collect, use, and disclose personal information.

## **13. CONTACTING US**

If you have any questions, comments, or concerns about this privacy policy or your personal information, please contact us at our [Privacy email](#). If you have a complaint that we have breached these privacy principles and attempted in good faith to resolve the complaint through our customer service process, but the complaint was not resolved by us within a reasonable amount of time, then you may enforce these privacy principles against us.

## **14. POLICY ADMINISTRATION**

### **14.1. Ownership and Review**

The Policy Owner owns this Policy and is responsible for reviewing the Policy for updates annually, or following major changes to Precog Data, Inc. 's compliance environment. The Policy Approver retains approving authority over this Policy.

### **14.2. Monitoring and Enforcement**

Precog Data, Inc. periodically monitors adherence to this Policy to help ensure compliance with applicable laws, requirements, and contractual agreements that apply to Client & Consumer Data. Precog Data, Inc. may also establish enforcement mechanisms, including disciplinary actions, to help ensure compliance with this Policy.