

PRIVACY POLICY FOZZY

FOZZY (referred to as 'we', 'us', 'our', 'FOZZY' or the 'Company') is committed to protecting your privacy and handling your data in an open and transparent manner. The personal data we collect and process depends on the product or service requested and agreed in each case.

FOZZY demonstrates its commitment to customers' privacy as well as the privacy of any other individual from whom it is collecting personal data to, for example affiliates, by providing this statement. We will do everything in our power to ensure your right to privacy. We are committed to developing long lasting relationships that are built on trust. FOZZY will never violate that trust.

In this privacy statement, your data is sometimes called "personal data" or "personal information". We may also sometimes collectively refer to handling, collecting, protecting and storing your personal data or any such action as "processing" such personal data.

For the purposes of this statement, personal data shall mean any information relating to you which identifies or may identify you and which includes, for example, your name, address, identification number.

Process, Processed, Processing shall mean any operation or set of operations performed on Personal Data or on sets of Personal Data, whether or not by automated means. Operations performed may include collection, recording, organization, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction.

Consent shall mean any freely given, specific, informed and unambiguous indication of the Data Subject's wishes by which he or she, by a statement or by a clear affirmative action, signifies agreement to the Processing of Personal Data relating to him or her.

Data Controller - the entity that determines the purposes, conditions and means of the processing of personal data. For the avoidance of doubt Fozzy is a Data Controller when it is providing services to you.

Data Processor - the entity that processes data on behalf of the Data Controller
Data Subject - a natural person whose personal data is processed by a controller or processor.

What personal data do we collect?

When accessing the fozy.com website (the "**Website**") and before you submit an order for any of our services you will need to sign up with us as a new account user. To do so we will need to collect your full name, company name if you are an authorized representative of a company, contact telephone number and your email address which we will be using to confirm your email, to confirm your order once placed and generally communicate with you regarding your services. Once your new account has been set up and you have submitted your order for one of our services you will need to make payment for the service and when you do so the third party processing your payment (PayPal, Stripe etc.) may collect your credit card number purely for the purposes of processing your payment only.

We will also collect any personal data you willingly provide us with when you contact us in any form of communication for any reason on our website or otherwise (e.g. skype etc.) to ask a query regarding the services, to seek support for the services, to report any abuse etc. where you are interacting with us as an affiliate under our affiliate program we will also collect personal data from you in order to set up your affiliate account which shall include the information mentioned above, and payment information where this is provided for the purposes of processing your commission payments.

Whether you have an obligation to provide us with your personal data

The information collected from you as set out above is used by FOZZY to identify you and your order, provide you with support services, mailings, sales and marketing actions (only where you have specifically consented to being contacted for such purposes), billing and to meet contractual obligations we have with you. Kindly note that if you do not provide us with the required data, then we will not be allowed to commence or continue our business relationship either to you as an individual or as the authorized representative/agent or beneficial owner of a legal entity.

Why we process your personal data and on what legal basis

A. For the performance of a contract. We process personal data in order to register you as a user on our Website so that you can submit an order for our services, to manage and fulfil the contract you have entered with us when submitting an order for one of our services online, but also to be able to complete our acceptance procedure so as to enter into a contract with prospective customers. For the purposes of setting up your affiliate program account and administering the affiliate relationship between us and processing your commission payments.

B. For compliance with a legal obligation. There are various supervisory authorities whose laws and regulations we may be subject (including tax and accounting), such obligations and requirements impose on us necessary personal data processing activities for identity verification, compliance with court orders, or other reporting obligations and controls.

C. For the purposes of safeguarding legitimate interests. We process personal data so as to safeguard the legitimate interests pursued by us or by a third party. A legitimate interest is when we have a business or commercial reason to use your information. But even then, it must not unfairly go against what is right and best for you. Examples of such processing activities include:

- o Initiating legal claims and preparing our defence in litigation procedures,
- o Measures to manage business and for further developing products and services.
- o To help verify accounts and activity, and to promote safety and security on our services, such as by investigating suspicious activity or violations of our terms or policies .

To the extent that you have consented to being contacted for marketing purposes, we will use your personal data for the purposes of providing you with email newsletters, surveys, any other communication for the purposes of advertising and marketing of our services as well as providing you with targeted advertisements on our or third party websites. You have the right to revoke consent at any time by contacting us at []. Or by clicking unsubscribe on the email you will receive from us.

It should be noted that depending on the reason why the Personal Data is collected and processed more than one legal basis of processing may apply in each situation.

Kindly note that if you do not provide us with the required data, then we will not be allowed to commence or continue our business relationship either to you as an individual or as the authorized representative/agent or beneficial owner of a legal entity.

Transfer of your personal data to a third country or to an international organization

When you sign up as a new account user and an affiliate you acknowledge that Fozzy is a US entity with affiliates in other countries who depending on where you are purchasing the services from and/or intend to use the services in, the relevant Fozzy group entity shall invoice you and provide you with the service and therefor your personal data may be transferred to other third countries [i.e. countries outside of the European Economic Area] in such cases as e.g. to execute your payment orders etc. Each of these countries has different privacy laws that afford varying levels of protection for your Personal Information, and such

laws may be less stringent or may not be as comprehensive as those laws that exist in your country. Whenever we transfer your personal data outside of the EEA, we ensure a similar degree of protection is afforded to it and that all third parties respect the security of your personal data and treat it in accordance with the law. We do not allow our third-party service providers to use your personal data for their own purposes and only permit them to process your personal data for specified purposes and in accordance with our instructions.

How long we keep your personal information for

FOZZY will retain personal data it processes for as long as needed to provide its services or as per applicable laws. FOZZY will retain this personal information as necessary to comply with its legal obligations, resolve disputes and enforce its agreements.

How We Protect and Store Personal Information

We endeavor to protect the security of your Personal Information. We use a variety of security technologies and procedures to try to protect your Personal Information from unauthorized access, use, or disclosure. For example, we store the Personal Information you provide on computer servers with limited access that are located in controlled facilities.

Your data protection rights

You have the following rights in terms of your personal data we hold about you.

(a) The right to access

This enables you to receive a copy of the personal data that we hold about you and to check that we are lawfully processing it.

(b) The right to rectification

You have the right to have any inaccurate personal data about you rectified and, taking into account the purposes of the processing, to have any incomplete personal data about you completed.

(c) The right to erasure

In some circumstances you have the right to the erasure of your personal data without undue delay. Those circumstances include: the personal data are no longer necessary in relation to the purposes for which they were collected or otherwise processed; you withdraw consent to consent-based processing; you object to the processing under certain rules of applicable data protection law; the processing is for direct marketing purposes; and the personal data have been unlawfully processed. However, there are exclusions of the right to erasure. The general exclusions include where processing is necessary: for exercising the right of freedom of expression and information; for compliance with a legal obligation; or for the establishment, exercise or defence of legal claims.

(d) The right to object to processing

Where we are relying on a legitimate interest and there is something about your particular situation which makes you want to object to processing on this ground. If you lodge an objection, we will no longer process your personal data unless we can demonstrate compelling legitimate grounds for the processing which override your interests, rights and freedoms. You also have the right to object where we are processing your personal data, for direct marketing purposes. This also includes profiling in as much is related to direct marketing.

If you object to processing for direct marketing purposes, then we shall stop the processing of your personal data for such purposes.

(e) The right to restrict processing

In some circumstances you have the right to restrict the processing of its personal data. Those circumstances are: you contest the accuracy of the personal data; processing is unlawful but you oppose erasure; FOZZY no longer needs the personal data for the purposes of FOZZY processing, but you require personal data for the establishment, exercise or defence of legal claims; and you have objected to processing, pending the verification of that objection. Where processing has been restricted on this basis, FOZZY may continue to store your personal data. However, FOZZY will only otherwise process it: with your consent; for the establishment, exercise or defence of legal claims; for the protection of the rights of another natural or legal person; or for reasons of important public interest.

(f) The right to data portability

You have the right to request to receive a copy of your personal data in a format that is structured and commonly used and transmit such data to other organisations. You also have the right to have your personal data transmitted directly by FOZZY to other organisations you will name.

(g) The right to complain to a supervisory authority

If you have exercised any or all of your data protection rights and still feel that its concerns about how the Company uses your personal data have not been adequately addressed by the Company, you have the right to complain.

(h) The right to withdraw consent.

You have right to withdraw the consent that you have given to the Company with regard to the processing of your personal data at any time. Note that any withdrawal of consent shall not affect the lawfulness of processing based on consent before it was withdrawn or revoked by the Client.

You can also contact our Abuse Officer at privacy@fozzy.com We endeavor to address all of your requests promptly.

Personal Data Transmissions Are Encrypted.

When you order from FOZZY, all your personal information is protected. We use Secure Sockets Layer (SSL), the industry standard, for encrypting all personal information. FOZZY will not sell your personal information. FOZZY keeps all your information confidential.

Cookies

This cookie policy applies to the Website and explains, inter alia, what are cookies, how cookies are placed on your device in order, how they shall be used and your options regarding these cookies.

A cookie is a small amount of data (a small file) sent to your computer by a website. In general, when you visit the Website, cookies will be placed on your device that help us to provide you with a good browsing experience and also allow us to improve our Website. We use cookies to collect information about your device, such as IP address, operating system and browser type. The types of cookies that we use are detailed below:

- **Strictly necessary.** These cookies help you to move around the Website. For example, if you're required to sign into a Websites, the cookies identify you as being signed in and remember you so that you don't have to sign back in every time you move between Website.
- **Functional.** We use these cookies so that Websites recall the choices you make. For example, these cookies are capable of recognizing if you've been to a Website before, so messages intended for first-time users are not displayed to you. We may also use functional cookies to tailor content or advertisements to match your preferred interest and to avoid showing you the same advertisements repeatedly.
- **Analytical.** These cookies help us identify the number of unique visitors to Website, whether or not those visitors are repeat visitors, and the source of Website traffic. Cookies help us to compile anonymous, aggregated statistics so that we can: better understand how people use Website; improve the structure of Website; and count the number of anonymous users of the Website. The Website uses Google Analytics and other web analytics services. Each tool places cookies on your device to help distinguish between different visitors and to analyze how users use the Website. The cookies placed on your device are used to collect certain information, such as the date and time that a user visits the Website, the number of times a user has visited the Website and the website that has directed the user to the Website. Other analytics may collect Personally Identifiable Information that may be saved on your computer, and can be used to identify or make contact with you; may also collect site engagement information and is used to optimize our user's experience on the website. For more information about Google Analytics cookies please refer to Google's cookies help pages
<https://policies.google.com/technologies/cookies?hl=en-US>

How we use Cookies

We use cookies to improve the quality of our service, including for storing user preferences, tracking user trends, and providing you with a better experience. We collect information on how you use our website, including details of your domain name and Internet Protocol address, operating system, browser, time spent on a page or content, and the route you took to navigate through the pages. When you send messages, publish content, post material, transmit information or email through our services, we may retain the same in order to process your inquiries, respond to your requests and improve our services.

Cookies For Improving Our Web Site.

FOZZY uses cookies to inform us of a repeat visit. The cookie does not tell us who you are, your name, email address, or passwords.

Cookies For Banner Rewards Program.

To offer our customers continued savings, FOZZY uses cookies to help monitor the traffic generated from FOZZY banners and logo buttons displayed on third-party websites. For every new FOZZY customer that was introduced to FOZZY through an affiliated third-party website, our affiliate may receive a credit.

Cookies For Customer Account Management.

Upon customer's approval, we collect information that is also used to notify visitors about events, changes and other information about this web site. The information we collect is never shared with other organizations for commercial or other purposes. This information may be used for marketing (where you have agreed to this) and for market research purposes, including internal demographic studies, to provide, optimise and personalise our services and to send you newsletters and information (where you have agreed to this) about our products and services.

You can change your marketing preferences if you are registered with us. In addition, you can unsubscribe from email communications via unsubscribe links provided in communications sent to you

Information Sharing and Disclosure

FOZZY will NOT disclose personally identifiable information about you to third parties except in the following situations:

- We have your consent to share the information;
 - We need to share your information to provide the product or service you have requested;
 - We need to share the information with certain service partners in order to respond to your comments or to resolve service issues. (Unless we tell you differently, these partners have no independent right to use this information except to respond to your comments or to resolve the service issues.);
 - We respond to requests from any domestic or foreign government, security, defence, revenue, regulatory or other authority, agency or officer;
 - We respond to subpoenas, court orders or legal proceedings;
 - When required by law that such action is necessary to protect and defend the rights of FOZZY property
 - When applicable law or regulation requires disclosure of information to protect the safety or security of users of our sites;
 - Sharing the information with our subsidiaries, affiliated companies or other trusted businesses or persons for the purpose of processing personal information on our behalf. We require that these parties agree to process such information based on our instructions and in compliance with this Privacy Policy and any other appropriate confidentiality and security measures.
- We find that your actions on our web sites violate the FOZZY terms & Conditions or any of our usage guidelines for specific products or services;
- If we sell the business or part of the business of FOZZY group of companies to another organization or merge with other businesses. In this case, the buyer will only be able to use your information as set out in this Privacy Policy;
 - If we use third party processors to administer and process your personal information for the purposes notified in the Privacy Policy, e.g. for activities related to the use of our Sites or services; or
- We may need to share details with third parties (such as auditors or legal advisors) to obtain advice. Any such processing will be governed by an agreement in the form required by law, preserving any statutory data protection rights.
- We do not sell your personal information in compliance with the California Consumer Privacy Act (CCPA). As a “Service Provider” as defined in the CCPA, Fozzy will not sell, retain, use or disclose Personal Information for any purpose other than as set out in an agreement with our customer or as otherwise permitted or required by the CCPA.

Choices for Personal Information

Most browsers are initially set up to accept cookies, but you can reset your browser to refuse all cookies or to indicate when a cookie is being sent. However, some of our features and services may not function properly if your cookies are disabled. You can decline to submit personal information to any of our services, in which case we may not be able to provide those services to you.

Link from or to Other Sites

As a means of providing useful resources to our users, FOZZY provides links to other web sites. We try to carefully choose web sites that we believe are useful and meet our high standards. However, because web

sites can change so quickly, we do not guarantee the standards of any website links we provide nor do we imply endorsement. FOZZY is not responsible for the data and privacy policies, content or security of other websites that are linked to our site. You should be aware that when you are on our sites you could be directed to other sites where the personal information collected is outside of our control. The privacy policy of the new site will govern the information obtained from you on that site.

No-Spam Policy

We have a strict No-Spam Policy prohibiting the use of any data collected to send spam. We will not sell any contact information to third parties.

Social Media

Social media can place cookies through the FOZZY website to integrate social media (i.e. LinkedIn, Twitter, Google+ and Facebook). You agree to place these cookies on your device by clicking on the social media buttons to activate them. These social media have their own privacy and cookie policies, which FOZZY does not control. Please check the social media websites for more information about their cookies and how to manage them.

Acceptance of Privacy Policy

Your right to access this website is conditional upon your full acceptance of this Privacy Policy and by accessing the Sites you signify your consent that we store and process your personal data in accordance with this Privacy Policy.

ABUSE OFFICER:

If you have any questions, or want more details about how we use your personal information, you can contact our Abuse Officer at email: privacy@fozzy.com

EU Representative:

gdpr-officer@xbtholding.com

53-55 Agios Athanasios, Michael Angelo House, 4102 Limassol, Cyprus

We endeavor to address all of your requests promptly.

Last modified: 22 October 2020