

WearLinq Privacy Policy

Effective date: 20 November, 2022

Your privacy is important to us at WearLinq. Our Privacy Policy describes the information we collect, how we collect information and the reasons we collect the information. It will also describe the choices you have with the information we collect, including how you can manage, update or request to delete information.

As with our Terms and Conditions, by creating, registering, or logging into an account through the Service, or otherwise accessing or using the Service or our Website, you are automatically accepting and acknowledging the most recent version of this Privacy Policy. If we make any changes to our Privacy Policy, we will post the revised Privacy Policy and update the "Last updated" date of the Privacy Policy.

General

Welcome to WearLinq. The WearLinq app, a mobile application provided by WearLinq, Inc. (“**WearLinq**”, “**we**” or “**us**”), the website located at wearlinq.com (the “**Site**”) and an and all related websites, networks, downloadable software, mobile applications including without limitation WearLinq App (collectively “**Software**” or “**App**”), and other services, information, materials, devices and products we provide to you (each individually or collectively referred to herein as “**Service**”). The term “**you**” refers to the person visiting the Site or using the WearLinq Service. WearLinq is not a health care provider or a medical group. As part of the Service, WearLinq may enable you to obtain certain telehealth consultations with a board-certified cardiologist or other provider (collectively “**Provider**” or “**Providers**”) licensed in your state of residence that may or may not be part of a medical group (“**Medical Group**”).

- The “Device(s)” refer to the eWave and any accessories.
- The “App(s)” refer to the WearLinq app.
- The “Website(s)” refer to www.wearlinq.com and all subdomains.
- The “Terms of Service” refer to the terms of service located here.

Our Privacy Policy applies when:

- You visit or use our Websites
- You visit or use our Apps
- You use any part of the WearLinq Service
- You use our Devices and connect them to a mobile device running our App
- We communicate in e-mail, text message, and other electronic messages between you and us
- We communicate in person, such as on the phone or through a telehealth visit

The Privacy Policy does not apply to information collect by any other website operated either by us or by a third party, unless the website is listed above or links to this Privacy Policy.

This Privacy Policy is incorporated into our Terms of Service, which also applies when you use the WearLinq Service.

What type of information do we collect

When using the WearLinq Service or Software we may collect personal information. Personal information is information from and about you that may be able to personally identify you.

Below follows a list of the type of information we collect:

- Personal Identifiers such as your name, birth date, e-mail address, shipping address, Prescription ID, or Patient ID.
- Information that identifies, relates to, describes, or is capable of being associated with a particular individual such as name, age, username or online identifier, physical characteristics or description, shipping address, telephone number, credit card number, debit card number, or any other financial information, health or medical information, weight, body mass index (BMI), whether you are a smoker or non-smoker, medical conditions, family medical history, medications currently taking or prescribed, other electronic health record medical data, electrocardiogram ("ECG" or "EKG") measurement data, average heart rate, location on your body where a EKG was taken, heart rate, step count, distance traveled, active and resting energy levels, sleep analysis, workout history, your activity levels, temperature data, and accelerometer data.
- Biometric information such as photos, video, and voice
- Internet or other electronic network activity information such as IP address, device mode, device ID, OS version, device language, operating system, browser type, browsing history, search history, and information regarding a consumer's interaction with an Internet Web site, application, or advertisement.
- Geolocation data such as physical location or movements, local time, and local time zone.
- User Generated Content including feedback given to us. You may use your mobile device to add text or voice to EKG recording you make with our Devices. This information may be automatically transcribed and be included with your EKG recordings. Please note that this information may contain what you're doing or feeling where you are and similar types of information provided directly by you.

How we collect your information

Most information is collected directly from you, for example when you set up an account, receive a prescription from a physician, during customer service interactions or general communication through text messages, emails or calls. Additionally we collect information from and about you when you visit our Website or App and fill out forms, use our Software or our Devices. Additionally we may collect information:

- From your mobile device.
- From third-party app or websites which are connected to the WearLinq Service. For example when a prescription is written for you we may collect information about you such as insurance plan, policy numbers, names, dates of birth, BMI, weight, gender, address, primary care provider, and more electronic health record data.
- When you make payments for any part of the Services. Please note that we do not store or collect financial account information or credit card data but we may receive transaction

identifiers or and summary information that does not include credit card or ban account numbers.

- When you contact us for example through any customer service modality or through general inquiries through email, phone, or directly in the app.
- As part of the telehealth services or other clinical reviews. For example when your data is being reviewed by a Provider additional information may be presented to you in the app and collected by WearLinq. This could for example include treatment guidance or diagnoses rendered by the Providers.

We will also collect information automatically as you navigate through our Website and App. We use the following technologies to automatically collect data:

- **Cookies.** We and our service providers may use cookies, web beacons, and other technologies to receive and store certain types of information whenever you interact with our Services through your computer or mobile device. A “cookie” is a small file or piece of data sent from a website and stored on the hard drive of your computer or mobile device. Some of the cookies we use are "session" cookies, meaning that they are automatically deleted from your hard drive after you close your browser at the end of your session. Session cookies are used to optimize performance of the Website and to limit the amount of redundant data that is downloaded during a single session. We also may use "persistent" cookies, which remain on your computer or device unless deleted by you (or by your browser settings). We may use persistent cookies for various purposes, such as statistical analysis of performance to ensure the ongoing quality of our services. We and third parties may use session and persistent cookies for analytics and advertising purposes, as described herein. On your computer, you may refuse to accept browser cookies by activating the appropriate setting on your browser, and you may have similar capabilities on your mobile device in the preferences for your operating system or browser. However, if you select this setting you may be unable to access or use certain parts of our Services. Unless you have adjusted your browser or operating system setting so that it will refuse cookies, our system will issue cookies when you direct your browser to our Website or use our App.
- **Google Analytics.** We use Google Analytics, a web analytics service provided by Google, Inc. (“Google”) to collect certain information relating to your use of our Website. Google Analytics uses cookies, to help our Website analyze how users use the site. You can find out more about how Google uses data when you visit our Website by visiting “How Google uses data when you use our partners' sites or apps”, (located at <http://www.google.com/policies/privacy/partners/>). For more information, please visit Google and pages that describe Google Analytics, such as <http://www.google.com/analytics/learn/privacy.html>

How we use your information

We may use your personal information with the following purposes:

- Operate, maintain, supervise, administer, and enhance our Website, our App, and our Software, including monitoring and analyzing the effectiveness of content of the Services, aggregate site usage data, and other usage of the Services such as assisting you in completing the registration process.

- To verify you identify or to confirm your location.
- Identifying or creating new products, services, marketing and/or promotions for WearLinq or the Service;
- Communicating with you by letter, email, text, telephone or other forms of communication, including on behalf of your Provider(s) to facilitate telehealth Services;
- Developing, testing or improving the Service and content, features and/or products or services offered via the Service;
- Analyzing traffic to and through Service;
- Analyzing user behavior and activity on or through the Service;
- Conducting research and measurement activities for purposes of product and service research and development, advertising claim substantiation, market research, and other activities related to WearLinq, the Service or products and services offered via the Service;
- Provide our products and services to you, in a custom and user-friendly way.
- Provide you with information, products, or services that you request from us or that may be of interest to you.
- Promote and market our Services to you. For example, we may use your Personal Information, such as your e-mail address, to send you news and newsletters, special offers, and promotions, or to otherwise contact you about products or information we think may interest you. We also may use the information that we learn about you to assist us in advertising our services on third party websites. You can opt-out of receiving these e-mails at any time as described below.
- To provide you notices or about your account.
- Contact you in response to a request.
- To provide to affiliated business if it's for the purpose of helping us fulfill the Service to you.
- To notify you about changes to our Services or any products or services we offer or provide through them.
- Fulfill any other purpose for which you provide consent.
- To carry out our obligations and enforce our rights arising from any contracts entered into between you and us, including for billing and collection.
- Anonymize and aggregate information for analytics and reporting.
- To respond to law enforcement requests, court orders, and subpoenas and to carry out our legal and contractual obligations.
- Authenticate use, detect fraudulent use, and otherwise maintain the security of our Website, our App, our Software, and the safety of others.
- To administer surveys and questionnaires.
- To provide you information about goods and services that may be of interest to you, including through newsletters.
- Any other purpose with your consent.

How do we share your information

We may share your information with third parties, for example:

- We may share your Personal Information with our affiliates, vendors, service providers, and business partners, including our data hosting and data storage partners, analytics and advertising providers, technology services and support, and data security advisors. We

may also share your Personal Information with professional advisors, such as auditors, law firms, and accounting firms.

- With your consent, we may share your information, including information collected from your use of our Devices, with your health care providers and/or family members (e.g., immediate family or friends) that you designate to receive your information.
- With your consent, we may share your profile information and data collected from your connected devices with other health-focused mobile applications installed on your mobile device to help you track your health and wellness information. If you share your information with these apps, your Personal Information, including your health information, will be used in accordance with privacy policies for those separate apps, not this Privacy Policy.
- We may share your Personal Information if you request or direct us to do so.
- We may share your Personal Information to comply with applicable law or any obligations thereunder, including cooperation with law enforcement, judicial orders, and regulatory inquiries.
- We may share your Personal Information 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 our assets, whether as a going concern or as part of a bankruptcy, liquidation, or similar proceeding, in which Personal Information held by us about our users are among the assets transferred.
- We may share your Personal Information to enforce any applicable terms and conditions and Terms of Use, and to ensure the safety and security of our Services and our users.
- We may also disclose de-identified information (cannot be reasonably used to identify any individual) with third parties for marketing, advertising, research, or similar purposes. For example, we may share information such as your gender, height, weight, information about medications you have provided, and data from your connected devices, but we will not share your name or other information that could identify you.
- We may share your Personal Information with affiliates and third parties to market our products and services.
- We may share your Personal Information with affiliates and third parties to market their products or services to you if you have not opted out of these disclosures. For more information on opting out, see "Your Choices about how we share your Personal Information" below.
- We use Google Analytics to understand and evaluate how visitors interact with our Services. This tool helps us improve our Services, performance, and your experience.

California Residents

If you are a California resident, you have the right to know what personal information we collect, use, disclose or sell about you under the CCPA. Additionally, you have the right to access and delete your personal information.

To exercise these privacy rights and choices, please follow the instructions below:

1. *How to request access to your personal information:* You may request access to your personal information twice in a 12-month period. To do so, please email us at support@wearlinq.com with the subject heading "California Privacy Rights". In response, we will produce an Access Report detailing the personal information we have collected, disclosed, and/or sold about you. This Access Report will be delivered by mail

or electronically at your request. Note, we may not always be able to fully address your request, for example, if it would impact the duty of confidentiality we owe to others, or if we are legally entitled to deal with the request in a different way. Please be aware that not all information sharing is covered by the California Privacy Rights requirements and only information on covered sharing will be included in our response.

2. *How to request deletion of your personal information:* You may request that we delete the personal information it has collected and/or maintained about you. To do so, please email us support@wearlinq.com. Note, we may need to retain certain personal information as permitted by law, such as to complete the transaction for which the personal information was collected, maintain an electronic medical record for a Medical Group or Provider, provide a requested good or service, detect security incidents, protect against malicious, deceptive, fraudulent or illegal activities, comply with legal obligations or to enable solely internal uses that are reasonably aligned with your expectations or lawful within the context in which you provided the information.

We reserve the right to charge a fee where permitted by law, for instance, if your request is manifestly unfounded or excessive. 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.

Verification: Please note, we will take steps to verify your identity before fulfilling any of the above requests. If you maintain an account with us, we will verify your identity through existing authentication practices for the account (e.g., login and password). If you are not a registered member, we will verify your identity by matching two or three data points that you provide with data points that we maintain and have determined to be reliable for the purposes of verification (e.g., browser or device ID).

Authorized Agents: Only you, or someone legally authorized to act on your behalf, may make a verifiable consumer request related to your or your minor child's personal information. In order to designate an authorized agent to make a request on your behalf, you must provide written proof that you have consented to this designation unless the agent has power of attorney pursuant to California Probate Code sections 4000-4465. You must also verify your identity directly with us by providing a copy of your government issued identification.

Response Timing and Format: If you are a WearLinq customer with an online account, we will deliver our written response to that account online or via email. If you are not a WearLinq customer or do not have an online account, we will deliver our written response by mail or electronically, at your preference. The response will also explain the reasons we cannot comply with a request, if applicable. Please note, that if you are submitting a request regarding information you provided to a Medical Group or a Provider.

Anti-Discrimination Right: We will not discriminate against you for exercising any of your CCPA rights. But note that some of the functionality and features available to you may change or no longer be available to you upon deletion of your personal information or opt-out of sale of your personal information.

We do not sell your personal information for money, but we use cookies and similar technologies. Please see the section on cookies in "How we collect your information"; regarding our cookie usage. Additionally, some of our vendors may use your data in a way that could be construed as a sale of data under the CCPA, for example by using machine learning on identity documents to improve an identity verification platform as a whole. To opt out of the sale of data, click "CCPA - Do Not Sell My Information"

We do not and will not sell the personal information of minors under 18 years of age without affirmative authorization.

Limitation on use by minors

Our Services are not intended for children under 18 years of age. We do not knowingly collect or sell Personal Information from children under the age of 18. If you are under the age of 18, do not use or provide any information on or in these Services or through any of its features. If we learn we have collected or received Personal Information from a child under the age of 18 without verification of parental consent, we will delete it. If you are the parent or guardian of a child under 18 years of age whom you believe might have provided use with their Personal Information, you may Contact Us to request the Personal Information be deleted.

Miscellaneous

We strive to use reasonable physical, technical and administrative measures to protect information under our control. However, you must keep your Account password secure and your Account confidential, and you are responsible for any and all use of your Account. If you have reason to believe that the security of your Account has been compromised, please notify us immediately in accordance with the "Contact us" section below.

When using the Service, you may choose not to provide us with certain information, but this may limit the features you are able to use or may prevent you from using the Service all together. You may also choose to opt out of receiving certain communications (e.g., newsletters, promotions) by emailing us your preference. Please note that even if you opt out, we may still send you Service-related communications. We do not currently respond to web browser "do not track" signals or other mechanisms that provide a method to opt out of the collection of information across the networks of websites and online services in which we participate. If we do so in the future, we will describe how we do so in this Privacy Policy.

Changes to our privacy policy

We may update our Privacy Policy periodically to reflect changes in our privacy practices, laws, and best practices. We will post any changes we make to our Privacy Policy on this page with a notice that the Privacy Policy has been updated on our Website's homepage or our App's home screen. If we make material changes to our practices with regards to the Personal Information we collect from you, we will notify you by e-mail to the e-mail address specified in your account and/or through a notice on the Website's home page or the App's home screen. The date this Privacy Policy was last revised is identified at the top of the page. You are responsible for ensuring we have an up-to-date active and deliverable e-mail address for you, and for periodically accessing the App or visiting our Website and reviewing this Privacy Policy to check for any changes.

Contact us

WearLinq, Inc.

Attn: Privacy Officer

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Email: support@wearlinq.com