

PRIVACY NOTICE

ALD NANOSOLUTIONS, INC.

of

580 Burbank Street, Unit 100, Broomfield, CO 80020, United States of America

1. INTRODUCTION

- 1.1 ALD NanoSolutions, Inc. (“we”, “us” or “our”) has prepared this Privacy Notice (“**Notice**”) to ensure our customers in the European Union feel confident about the privacy and security of personal data and to meet our obligations under the General Data Protection Regulation (the “**GDPR**”). Personal data, for the purposes of the GDPR, is information that identifies you as an individual or is capable of doing so (“**Personal Data**”).
- 1.2 This Notice also applies to Personal Data of European citizens collected, processed and stored by us through use of our website www.aldnanosolutions.com (our “**Website**”).
- 1.3 For the purposes of the GDPR, we are the data controller of Personal Data. Our contact details can be found in the “Contact Information” section below.

2. WHAT KINDS OF PERSONAL DATA DO WE COLLECT?

- 2.1 We may collect the following types of Personal Data from our customers:
 - (a) name(s) of customer representatives;
 - (b) contact details of customer representatives (including telephone number, email address, etc.); and
 - (c) IP address, email address, business title, email communications, notes from phone conversations.
- 2.2 When individuals use our Website we may be directly provided with name, email address, phone number, employer/organisation and any Personal Data inputted by the individual as part of a comment/query. Furthermore, we may indirectly gather the following information through use of our Website:
 - (a) IP address;
 - (b) registered domain or home server;
 - (c) time and date of access;
 - (d) web page(s) visited;
 - (e) number of clicks; and length of time on each page

- 2.3 We collect the information at 2.2(a) to (e) above passively using technologies such as standard server logs, cookies and clear GIFs (also known as “web beacons”). To the extent that any of this information constitutes or includes Personal Data the terms of this Notice will apply. Otherwise, information collected by passive means is in aggregate form or otherwise in a non-personally identifiable form.

3. **LEGAL BASIS FOR PROCESSING**

We rely on the following legal bases under GDPR in processing Personal Data:

- (a) performance of a contract (i.e. in order to provide our services/products to customers);
- (b) compliance with legal obligations;
- (c) consent (when Personal Data is directly provided via our Website); and
- (d) legitimate interests (in the event of a complaint or legal action being taken against us).

4. **HOW WE MAY USE YOUR PERSONAL DATA**

4.1 We use Personal Data of our customers in order to provide our services and products.

4.2 We may use Personal Data from our Website to process any requests made by users, such as a request for information or a request to subscribe to our mailing list. We also use the passively-collected information described above to administer, operate, and improve the Website.

4.3 We may also use contact information you provide to communicate with you about us and our services and products and to help us improve, operate and enhance our services and products.

Do we disclose Personal Data to anyone else?

4.4 We disclose Personal Data of customers to third parties only when it is necessary as part of business practices or when there is a legal or statutory obligation to do so. Furthermore, we will only disclose that amount of Personal Data of customers to the extent necessary to meet such business need or legal requirement.

4.5 The following is the list of the types of companies with whom we work and which may process Personal Data on our behalf:

- (a) Companies providing customer relations management solutions to us (e.g. Salesforce, Pardot), Companies providing shipping and dropship services to us (for delivery of good or promotional materials), Companies providing data analytics services to us (e.g. Google Analytics)

- 4.6 We may also change our ownership or corporate organisation whilst providing our services or products. As a result, we may transfer Personal Data to another company that is affiliated with us, with which we have merged, or which has acquired all or some of our assets. We will advise if such a change of ownership or change of corporate structure takes place and we will update this Notice accordingly.
- 4.7 We may disclose Personal Data when obliged to do so under the GDPR and in response to properly made requests, for example, for the purpose of the prevention and detection of crime, the apprehension or prosecution of offenders or for the purpose of safeguarding national security. In the case of any such disclosure, we will do so only in accordance with the GDPR.
- 4.8 We may also provide information when required to do so by law, for example under a court order, and may transfer data to legal counsel where same is necessary for the defence of legal claims.

5. **HOW LONG DO WE KEEP PERSONAL DATA?**

Personal Data of customers will be retained for no longer than is necessary for the purposes for which it was collected. Will we retain Personal Data of customers for as long as we continue to provide our services and/or products to the customer. [Following termination of the provision of the services and/or products, Personal Data of customers shall be retained for as long as is necessary and permissible in accordance with statutory limitation periods.

6. **TRANSFER OF DATA OUT OF EUROPE**

We are a company established and based in the United States of America and we, and our Website, are governed by United States law. Customers in the European Union should be aware that your Personal Data will be processed in the United States. With respect to Personal Data of customers, the processing is necessary because our servers and data centers are located in the United States and without collecting your Personal Data we are not able to provide our services. With respect to Personal Data collected via our Website, we rely on users' explicit consent to collect the data. Note that this transfer of Personal Data to the United States of America is made in the absence of an adequacy decision of the European Commission and so we cannot guarantee the safety of Personal Data.

7. **RIGHTS IN RESPECT OF PERSONAL DATA**

- 7.1 We shall vindicate all rights of European citizens under GDPR. These rights are as follows:
- (a) the right to request access to Personal Data and to have any incorrect Personal Data rectified;

- (b) the right to the restriction of processing of Personal Data or to object to processing;
- (c) the right to have Personal Data erased;
- (d) the right to data portability; and
- (e) where processing is based on consent, the right to withdraw consent at any time.

Vindication of these rights shall not affect any rights which we may have under GDPR.

7.2 Customer representatives or users of our Website may exercise any of the rights set out in this Notice by contacting us at the email address below. Customer representatives/users may also unsubscribe from our newsletter or other marketing communications by clicking on the “unsubscribe” link located on the bottom of our e-mails.

7.3 As a European citizen you also have the right to lodge a complaint with your local data protection supervisory authority.

8. **REVIEW**

8.1 This Notice may be reviewed and updated from time to time in light of changes in law. Any and all changes will be advised to customers and the revised Notice will be made available on our Website and incorporated into our Terms and Conditions. We encourage customers to periodically review this Notice to stay informed about how we collect, use, and disclose Personal Data.

9. **CONTACT INFORMATION**

If you have questions about this Notice or our treatment of Personal Data, please contact us at:

Name: ALD NanoSolutions, Inc.

ATTN: Administration

E-mail: privacy@aldnanosolutions.com