

## THE PRIVACY POLICY

Xopero Software S.A.

This Privacy Policy explains the practices and policies of Xopero Software S.A. regarding the collection and protection of Personal Data supplied by users or collected by us from users of Xopero website and the Xopero Software services (the "Service").

Xopero Software S.A. defines "Personal Data" as any data from which the identity of a living individual can be determined either directly or in combination with other information which may come into the possession of Xopero Software S.A. Any capitalized terms not defined in this Privacy Policy have the meanings given in the EULA. This Privacy Policy may be updated by Xopero Software S.A. from time to time by posting a revised version on its websites. If material changes are made to this Privacy Policy, Xopero Software S.A. will notify you by email or by placing a prominent notice on the websites.

If you do not agree to these changes, please do not continue to use the websites, as a User's continued use of the Service will signify agreement to such changes.

By registering to use the Service, you agree:

(1) to comply with the terms and conditions of this Privacy Policy and  
(2) that Xopero Software S.A. may process (i.e., collect, use, store etc.) your Personal Data as described in this Privacy Policy or the EULA. Personal Data may be processed by Xopero Software S.A. (or one of our suppliers) in the country where it was collected as well as other countries where laws regarding processing of Personal Data may be less stringent. However, Xopero Software S.A. will take all reasonable steps to ensure that it protects your Personal data in accordance with the obligations under this Privacy Policy and European Data Protection laws.

### HOW XOPERO SOFTWARE S.A. USES INFORMATION?

#### Personal Data

We will not sell or market the email addresses or other collected Personal Data of registered Users to third parties.

When you back up data via the Service, you agree that we and our service providers may copy and store such data as part of the Service. However, we will not view the files that you backup using the Service, unless we reasonably believe that we are required to do so by law or at the request of a competent court, regulator or other authority or to protect the rights, property, or safety of Xopero Software S.A., our customers, or others including in connection with suspected fraud or other illegal activity.

We may view, collect and process your file system information and other technical and statistical data from your computer (including without limitation, statistics relating to how often backups are started and completed, performance metrics relating to the Software, configuration settings, file extensions, and file sizes) to provide technical support, improve, maintain and update the services and monitor levels of use of the system.

All information collected by Xopero Software S.A. is used for internal purposes of providing the Service, providing support to Users, dealing with Users' inquiries and requests, administering Users' accounts and orders, providing Users with information about products and services, and to improve services. Aggregating information supplied by Users (so that no individuals are identified) allows Xopero Software S.A. to understand its user base and to improve services.

You acknowledge and agree that Xopero Software S.A. may occasionally send you administrative communications regarding your account or the Service via email.

#### COOKIES AND PASSIVE DATA COLLECTION

A cookie is a small piece of information sent by a web server to a web browser, which enables the server to collect information from the browser. Find out more about the use of cookies on [www.allaboutcookies.org](http://www.allaboutcookies.org).

Xopero Software S.A. uses cookie, IP address, and URL information to improve and further develop the Service, and to provide enhanced or geographically differentiated features and service levels to Users, where available.

Xopero Software S.A. uses cookies to save User screen names and session validators on Users' browsers and hard drives, and may use them to provide tailored products and services to those Users, as they become available.

IP Addresses also help us diagnose network congestion, problems with our servers and otherwise assist in the administration and delivery of the Service to our Users. Most browsers allow you to turn off cookies or to receive a warning before a cookie is stored on your hard drive.

Please refer to your browser instructions or help screen to learn more about how to do this. However, should you decide to disable any cookies Xopero Software S.A. places on your computer, you may not be able to use certain services or facilities on the websites. Switching off cookies will restrict your use of the websites.

#### USER INFORMATION XOPERO SOFTWARE S.A. COLLECTS

##### Personal Data

Once you register with Xopero and sign in to the Service, you are not anonymous to Xopero Software S.A.

When registering with Xopero, you provide Personal Data, which may include company name, industry, number of employees, phone number, your title, city, state, country, postcode or zip code, credit card and other billing details, a user name, confirmed email address, and a password. When backing data up with the Service, you send us that data and you also are sending file system information, including names of files and directories. Xopero Software S.A. may also record your IP address when you submit information.

Xopero Software S.A. also collects details of transactions you carry out through the websites and of the fulfilment of your orders. Xopero Software S.A. may collect, at your option, certain preference and demographic information from you.



To protect your account information, please keep your password secure. You are responsible for keeping this password confidential. Xopero Software S.A. will not ask you to share a password with anyone.

All Users may opt to remove their Personal Data from our live database by contacting Xopero Software S.A. Xopero Software S.A. does not intentionally gather Personal Data about visitors who are under the age of 18.

#### COOKIES AND PASSIVE DATA COLLECTION

Xopero Software S.A. automatically receives and records information on our server logs from your browser, including your IP address, cookie information, and the page you request.

Users should be aware that other websites visited before entering the Xopero websites might place Personal Data within a User's URL during a visit to their website, and Xopero Software S.A. has no control over such websites.

Accordingly, some of this information may be logged by Xopero Software S.A.

#### LINKS TO THIRD PARTY SITES

Xopero Software S.A. websites may contain links to other sites that are not under our control. These websites have their own policies regarding privacy. You should review those policies before visiting the websites. We have no responsibility for linked websites, and we provide these links solely for the convenience and information of our visitors.

#### DISCLOSURES

Xopero Software S.A. does not disclose Personal Data to third parties, except to process credit/debit card information for orders. However, at a future time, Xopero Software S.A. may need to provide users' Personal Data to other third parties to deliver specific services to the user (such as hosting services or support services). These third parties will be required to adhere to the minimum requirements imposed by European data protection laws. Users will also be provided with a mechanism to opt-out of having their Personal Data viewed by such third parties.

#### Legal Requirements

Xopero Software S.A. may disclose Personal Data, including the data you back up with the Service, if Xopero Software S.A. reasonably believes that disclosure is necessary to comply with an enforceable legal requirement or the request of a competent court, regulator or other authority or to protect the rights, property, or safety of Xopero Software S.A., our customers, or others. This includes exchanging information with other companies and organizations for the purposes of fraud protection and credit risk reduction (for example, in connection with the validation checks during the payment process).

#### Change of Ownership

In the event of a change in ownership, or a direct merger or acquisition with another entity, we reserve the right to transfer all User information, including Personal Data, to a separate entity. We

will use commercially reasonable efforts to notify you (by posting on our website or an email to the email address you provide when you register) of any change in ownership, merger or acquisition of IT System's assets by a third party, and you may choose to modify any of your registration information at that time.

#### SECURITY

Xopero Software S.A. uses industry standard security measures to protect against the loss, misuse and alteration of the information under our control. Although we make good faith efforts to store the information collected by Xopero Software S.A. in a secure operating environment that is not available to the public, Xopero Software S.A. cannot guarantee complete security. Further, while we take reasonable steps to ensure the integrity and security of our network and systems, we cannot guarantee that our security measures will prevent third-party "crackers" from obtaining this information.

Given that the internet is a global environment, using the internet to collect and process personal data necessarily involves the transmission of data on an international basis.

Therefore, by browsing the websites and communicating electronically with Xopero Software S.A., you acknowledge and accept that we process personal data in this way. However, Xopero Software S.A. will endeavor to protect all personal information collected through this website in accordance with strict data protection standards.

#### UPDATING AND REMOVING USER INFORMATION

You may, at any time, choose to correct or update the information you have submitted to Xopero Software S.A. by updating your account on our website.

If you cancel your account, your Personal Data and other information may be retained in our archive or backup records.

#### PRIVACY COMPLAINTS

If you have a dispute or complaint about privacy on a Xopero website, we kindly ask that you attempt first to resolve the issue directly with Xopero Software S.A. by emailing [support@xopero.com](mailto:support@xopero.com). This does not affect your legal rights.

#### CONTACTING XOPERO SOFTWARE S.A.

Users with questions about this Privacy Policy and any of the aforementioned statements may contact Xopero Software S.A. the following ways:

E-Mail: [support@xopero.com](mailto:support@xopero.com)

Postal : Xopero Software S.A., Herberta 3 Street, 66-400 Gorzów Wielkopolski, Poland

*[End]*