

## PRIVACY POLICY

Last modified: 01 December, 2023

This privacy policy (the "**Policy**") explains how Mubert Inc., a Delaware corporation registered under registration number SR # 20170258599 and having its registered address at 8 The Green Street, Dover, DE USA 19901 ("**Company**", "**we**", or "**us**") collects, stores, uses, and discloses personal information of user ("**you**") of iOS or Android mobile application Mubert Play, depending on which version of this application is used ("**Mubert Play App**").

Please read carefully and make sure you understand this Policy.

We have taken reasonable endeavors to make this Policy clear and plain. You may contact us, and we will advise you on the terms of this Policy being unclear to you.

If you do not agree with this Policy or our practices, you may not use Mubert Play App. This Policy may change from time to time and is incorporated by reference into our Terms of Use published at <https://static.mubert.com/law/terms-of-use.pdf> (the "**Terms of Use**"). Your continued use of Mubert Play App constitutes your direct acceptance of those changes. We encourage you to review this Policy periodically.

### 1. INFORMATION WE PROCESS; PURPOSES OF PROCESSING

1.1. We collect, store and use personal information about you in various ways, such as when you provide it in Mubert Play App and via e-mails.

1.2. We act as both processor and controller of your personal data.

1.3. We process your data on the following legal grounds and in the following circumstances:

1.3.1. you have given consent to such processing; or

1.3.2. such processing is necessary or required to perform the agreement(s) entered into by and between you and us;

1.3.3. your data has been made publicly known;

1.3.4. such processing is mandatory to us under provisions of the applicable laws or act or decision of the competent court or any other competent state or municipal authority.

1.4. The types of personal information we may collect and the purposes of its processing are the following:

#### **Category of personal data Purpose of processing**

Your account details (name, email, username To identify you in order to grant you access to and password), if you have registered an your personal account account with us

Payment information received upon your To perform Terms of Use in full and to Subscription (as defined in the Terms of Use) to determine if your Subscription price is duly paid our services (such as your payment card in full by you in order to grant you access to the number, expiration date, authorization number Channel(s) (as defined in Terms of Use) chosen or security code, delivery address, and billing by you address), Transaction (as defined in the Terms of Use) information and Subscription history

History of your use of music Channels (as To individualize and customize our services and defined in the Terms of Use), including the expirience we may offer to you as well as to genres of music and mood you have chosen develop and improve Mubert Play App and our services

Other personal information, to the extent To implement and comply with the applicable necessary under the applicable law provisions law provisions or the decision or act of a or decision or act of a competent court or state competent court or state or municipal authority or municipal authority

## **2. IN WHAT CIRCUMSTANCES WE SHARE YOUR INFORMATION**

We will not share or sell any of your personal information to any third party except for the following circumstances: (a) in response to subpoenas, court orders or legal process, to the extent permitted and as restricted by law; (b) when disclosure is required to maintain the security and integrity of Mubert Play App, or to protect any user's security or the security of other persons, consistent with applicable laws; (c) when disclosure is directed or consented to by you; or (d) in the event that we go through a business transition, such as a merger, divestiture, acquisition, substantial investment round, liquidation, or sale of all or a portion of its assets (in such case your information will, in most instances, be part of the assets transferred).

## **3. SECURITY OF INFORMATION COLLECTED**

We take commercially reasonable measures to protect all collected information from loss, theft, misuse and unauthorized access, disclosure, alteration and destruction. Please understand that you can help keep your information secure by choosing and protecting your password appropriately, not sharing your password and preventing others from using your mobile device. Please understand that no security system is perfect and, as such, we cannot guarantee the security of Mubert Play App, or that your information won't be intercepted while being transmitted to us. If we learn of a security systems breach, then we may either post a notice, or attempt to notify you (by email or otherwise) and will take reasonable steps to remedy the breach.

## **4. ACCESS AND RETENTION**

If you have an Account (as defined in the Terms of Use), you can log in to view and update your Account information. Please contact us with questions or concerns, to request edits to your personal information, or to have it removed from our database. We keep your personal information for as long as we think is necessary or advisable, and we reserve the right to retain it to the full extent not prohibited by law.

## **5. YOUR RIGHTS**

5.1. Hereby we additionally inform you of the following rights with respect to your personal data processed by us, that may be exercise by you by respective notice or request to be served to our registered address indicate first above herein:

- 5.1.1. The right to be informed of collection and use of your personal information;
- 5.1.2. The right to withdraw your consent to processing of your data;
- 5.1.3. The right to restrict your personal information processing;
- 5.1.4. The right of access to your personal information and its portability;
- 5.1.5. The right to your personal information rectification;
- 5.1.6. The right to your personal information erasure;
- 5.1.7. The right to object our ways of processing your data.

- 5.2. Please be additionally informed that you in any case retain the right to file complaints to the competent authorities.
- 5.3. Please be additionally informed that automated decision making and profiling executed by us is focused only on history of your use of music Channels and may result only in personalization of your experience while using Mubert Play App and development of our services.
- 5.4. You may expect our assistance in exercise of your rights with respect to your personal data processed by us.

## **6. EMAIL COMMUNICATIONS AND PUSH NOTIFICATION**

We may contact you from time to time via email or push-notices at your mobile device to communicate with you about products, services, offers, promotions, rewards, and events offered by us, and provide news and information related to our products and services we think will be of interest to you. You can always opt out of receiving emails by changing by unsubscribing via the "Unsubscribe" link contained in the email or revoke push-notification permission at your mobile device.

## **7. LINKS TO THIRD PARTY SITES AND SERVICES**

Mubert Play App may contain links to third party websites operated by individuals or companies unrelated to us. Please be aware that we are not responsible for the privacy practices of such third party websites. We provide links to these websites for your convenience only and you access them at your own risk. We recommend that you review the privacy policies and terms of use posted on and applicable to such third party websites prior to utilizing them.

## **8. MODIFICATIONS TO THIS POLICY**

We will modify this Policy if our privacy practices change. We will notify you of such changes by posting the modified version at <https://static.mubert.com/law/privacy-policy.pdf> and indicating the date it was last modified, and, if the changes are significant, we will provide a more prominent notice (including by email in certain instances). The date this Policy was last modified is at the top of this page. Please periodically review this Policy so that you are familiar with the current Policy and aware of any changes.

## **9. QUESTIONS**

If you have any questions concerning this Policy or the Services, please contact our Chief Technical Officer, Vadim Baryshev at [support@mubert.com](mailto:support@mubert.com).