

Auterion Privacy Policy

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SCOPE OF THIS PRIVACY STATEMENT

Auterion Inc. and its affiliated companies and subsidiaries (collectively, "Auterion") respect your privacy. This Privacy Statement applies to personal data collected by Auterion through the auterion.com and auterion-gs.com websites, and other websites which we operate and on which we post a direct link to this Privacy Statement. For some websites managed by Auterion affiliates, the affiliate may act as a controller for data collected from the website. This Privacy Statement may not apply to open source project websites sponsored by Auterion. Such project websites may have their own privacy statements, which we encourage you to review. In certain cases, this Privacy Statement applies to personal data collected by Auterion when Auterion makes this Privacy Statement or a link to the Privacy Statement available in a digital communication, paper form or in person (for example when attending an event).

Please also note that co-branded websites (websites where Auterion presents content together with one or more of our business partners) may be governed by additional or different privacy statements. Please refer to the privacy statement on those websites for more information about applicable privacy practices.

Auterion's obligations with respect to personal data that may be held on behalf of customers in connection with cloud services Auterion provides, such as personal data stored by customers using our Auterion Suite offering, are defined in our agreements with our customers and are not governed by this Privacy Statement.

As used in this Privacy Statement, "personal data" means any information that relates to, is capable of being associated with, describes, or could be linked to, an identified or identifiable natural person ('data subject'). An identifiable natural person is one who can be identified, directly

or indirectly, in particular by reference to an identifier such as a name, an identification number, location data, an online identifier or to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of that natural person.

THE CATEGORIES OF PERSONAL DATA WE COLLECT

To the extent permitted by applicable law, the categories and types of personal data collected directly from you may include, without limitation:

- *Contact information, including identifiers:* Information used to communicate with you, such as first and last name, title, company name, email address, telephone number, and postal address;
- *Account and commercial information:* Information that Auterion maintains in association with your account, such as your account number, username/user ID, password, payment information, purchase records, information about your use of the product or service, information about your registration or participation in a class, exam, certification, training, webcast or other event, your preferred language and other preferences, credit and billing status and support inquiries;
- *Professional or employment-related information:* Information contained in your job inquiries or applications, such as resume, cover letter, age, education, professional history and contact details; • *Internet or other similar network activity:* Information collected when you visit a website, such as IP address, browsing history, information on your interaction with the website, browser type and language, operating system, location, date and time;
- *Location information:* Information about your physical location, such as if you provide your postal address or based on your IP address if you visit a website; and
- *Inferences:* Information drawn from the personal data collected above, such as what topics you may be interested in based on the areas of the website you visit or what products you may be interested in based on purchase records.

HOW WE COLLECT PERSONAL DATA (SOURCES OF DATA)

Auterion collects personal data directly from you and from other categories of sources as described in more detail below. The categories of personal data collected directly from you by Auterion include all of the categories identified above in “The Categories of Personal Data We Collect” section. Auterion collects personal data directly from you when you interact with us through our websites, including, without limitation, when you:

- Create a user account (individual or corporate);
- Make online purchases or register products;
- Request support;
- Register for or participate in a webcast, class, exam, certification, training, or other event;
- Request information or materials (e.g., product summaries, datasheets, marketing material);
- Participate in surveys or evaluations;
- Participate in promotions, contests, or giveaways;
- Apply for employment; or
- Submit questions or comments.

Personal data we collect online may also be combined with personal data you provide to us through offline channels such as through a call center, during an interview or in conjunction with a

Auterion event you attend. We may also collect information indirectly from you relating to your use of our websites and response to our emails through the use of various technology. The categories of personal data collected in this manner are what we refer to above as Internet or other similar network activity and inferences. Collecting information in this manner allows us to analyze the effectiveness of our websites and our marketing efforts, personalize your experience and improve our interactions with you. For more information about the technology we employ for these purposes, see the “Cookies and Other Technology” section below.

We may also supplement the personal data we collect from you with additional personal data we receive from third parties, such as your employer, our customers, and our business partners where you purchase any of our products or services through such business partners. The categories of personal data we receive from this type of third party includes account and commercial information and professional or employment-related information. We do this to help us improve the overall accuracy of the information and its completeness and to help us better tailor our interactions with you.

From time to time, we may collect contact information through other sources, such as list vendors. When we do so, we ask the vendors to confirm that the information was legally acquired by the third party and that we have the right to obtain it from them and use it.

HOW WE USE (PROCESS) YOUR PERSONAL DATA

Auterion may use personal data we collect about you to:

- *Identify and Authenticate You.* We use your personal data to verify your identity when you access and use our services and to ensure the security of your personal data. This includes your creation of an account that is associated with your personal data.
 - The personal data that may be collected and processed for this purpose includes: name, title, company name, email address, telephone number, postal address, account number, username/user ID, password, preferred language and preferences. We process this information in order to comply with our contractual obligations to you. In other cases, it is in our legitimate business interests to be able to identify and authenticate you.
- *Fulfill Your Requests.* If you request something from Auterion, such as a product or service, a call back, a newsletter subscription, or specific marketing or other materials, we use the personal data you provide to respond to your request. We or our representatives may also contact you as part of customer satisfaction surveys or for market research purposes. Where required by applicable law, we will obtain your consent before sending marketing messages.
 - The personal data that may be collected and processed for this purpose includes: name, title, company name, email address, telephone number, postal address, account number, username/user ID, payment information, purchase records, information about your use of the product or service, information about your registration or participation in an event, your preferred language and other preferences, credit and billing status, and support inquiries. We process this

information in order to comply with our contractual obligations to you when responding to your requests. In other cases it is in our legitimate business interests to be able to provide customers and prospective customers with information, goods, or services they request.

- *Provide You with Information About Our Products, Services and Events.* Auterion may use your personal data to notify you about product and service offerings as well as events that we believe may be of interest to you. Auterion also may use your personal data to respond directly to your requests for information, including registrations for newsletters or other specific requests.
 - The personal data that may be collected and processed for this purpose includes: name, title, company name, email address, telephone number, postal address, account number, username/user ID, payment information, purchase records, information about your use of the product or service, information about your registration or participation in an event, your language and other preferences, credit and billing status, and support inquiries and location information and inferences. It is in our legitimate business interests to be able to provide customers, prospective customers, and the public with information about our products, services, and events.

- *Provide Support and Customer Service.* We use your personal data to provide support for products or services you have obtained from us and answer other questions. In the course of providing technical support to you, we may sometimes have incidental access to data that you have provided to us or data that is located on your systems. This data may contain information about you, or your organization's business, employees, customers, partners, or suppliers. This Privacy Statement does not govern our access to or handling of this information. The conditions regarding the handling and processing of that data is covered by the applicable agreement between you and Auterion, such as our Enterprise Agreement.
 - The personal data that may be collected and processed for this purpose includes: name, title, company name, email address, telephone number, postal address, account number, username/user ID, payment information, purchase records, information about your use of the product or service, information about your registration or participation in an event, your language and other preferences, credit and billing status, and support inquiries. We process this information in order to comply with our contractual obligations to you.

- *Process Your Job Application.* When you apply for a position at Auterion, we use the personal data you provide for the purpose of assessing your application, considering you for future positions and carrying out human resources functions in accordance with applicable law. Auterion will share the personal data you supply during the application process with internal human resources professionals as well as professionals in our business functions who are participating in the application and interview process.
 - The personal data that may be collected, shared, and/or processed for this purpose includes: name, title, company name, email address, telephone number, postal

address, your preferred language and other preferences, resume, cover letter, age, education, professional history and contact details. It is in our legitimate business interests to be able to review the qualifications of prospective employees and perform human resources functions with regard to our employees.

- *Enhance the Website Experience.* When you use our websites and/or respond to our emails, we use the personal data you provide for the purpose of enhancing and customizing your experience on our websites and to deliver content and product and service offerings relevant to your interests, including targeted offers through our website, third-party sites or email (with your consent, where required by applicable law). We may also use this information to help us improve and further develop our websites, products and services.
 - The personal data that may be collected, shared and/or processed for this purpose includes: name, title, company name, email address, telephone number, postal address, information about your use of the product or service, information about your registration or participation in an event, your preferred language and other preferences, location information, inferences, information collected when you visit a website, such as IP address, browsing history, information on your interaction with the website, browser type and language, operating system, location, date and time. It is in our legitimate business interests to improve the Auterion websites, products and services and to enhance our users' experience with the websites, products and services. We will not use your personal data in a manner that is inconsistent with the purpose of its original collection, unless we have provided you additional notice and you have consented. Auterion will retain your personal data for as long as is required to fulfill the purposes for which the information is processed or for other valid reasons to retain your personal information (for example to comply with our legal and regulatory obligations, resolve disputes, enforce our agreements and for the establishment, exercise or defense of legal claims).

HOW WE DISCLOSE (SHARE) YOUR PERSONAL DATA

Auterion discloses personal data for the following business purposes:

- Auterion may disclose personal data to business partners and service providers in order to support our business operations, such as (but not limited to) fulfilling your orders, following up on requests, providing support and assisting Auterion with sales, marketing and communication initiatives. These business partners and service providers include distributors, resellers, payment processors, financial service providers and institutions, materials production and shipping companies, postal or government authorities, market intelligence and consulting service providers, and information technology service providers. Business partners and service providers are required by contract to keep the information received on behalf of Auterion confidential and secure and not use it for any purpose other than the purpose for which it was provided to them.
 - The categories of personal data we may disclose to these third parties include: contact information, including identifiers; account and commercial information;

professional or employment-related information; internet or other similar network activity; location information; and inferences.

- Auterion may disclose personal data as required by law or legal process, such as responding to a duly authorized and lawful request of a police or public authority (including to meet national security or law enforcement requirements), to enforce or protect the rights of Auterion, when such disclosure is necessary or appropriate to prevent physical harm or financial loss as permitted by applicable law, or in connection with an investigation of suspected or actual illegal activity.
 - The categories of personal data we may disclose to these third parties include: contact information, including identifiers; account and commercial information; professional or employment-related information; internet or other similar network activity; location information; and inferences.
- Auterion may disclose personal data in the context of a business transaction involving part or all of Auterion, such as a merger, acquisition, consolidation, or divestiture. Such a transaction may involve the disclosure of personal data to prospective or actual purchasers, or the receipt of it from sellers. It is Auterion's practice to seek appropriate protection for information in these types of transactions. Following such a business transaction, you may contact the entity to which we transferred your personal data with any inquiries concerning the use of that information.
 - The categories of personal data we may disclose to these third parties include: contact information, including identifiers; account and commercial information; professional or employment-related information; internet or other similar network activity; location information; and inferences.
- Auterion may also disclose personal data to its affiliates and subsidiaries, including its parent company, International Business Machines Corporation (IBM), for the business purposes described above, and transfer personal data to countries where Auterion and IBM conduct business in accordance with the "Data Transfers and Privacy Shield Frameworks" section of this Privacy Statement.
 - The categories of personal data we may disclose to these third parties include: contact information, including identifiers; account and commercial information; professional or employment-related information; internet or other similar network activity; location information; and inferences. Except with respect to Auterion's use of certain third party cookies and similar technology which activity may constitute a "sale" under California law, Auterion does not, and does not have any plans in the future to, sell your personal data. For California consumers, please see the California Supplemental Privacy Statement on Sale of Personal Data.

COOKIES AND OTHER TECHNOLOGY

When you visit our websites we may automatically collect information such as your IP address, browsing history, information on your interaction with the website, browser type and language, operating system, location, date and time (i.e., the category above referred to as Internet or other similar network activity). We may also use cookies to collect information as you navigate our

websites. A cookie is a small amount of data that is sent to your browser from a web server and stored on your device. The cookie may be placed by Auterion or by an authorized third party. We use both session-based and persistent cookies on our websites. Session-based cookies exist during a single session and disappear when you close your browser or turn off your device. Persistent cookies remain on your device even after you close your browser or turn off your device.

Auterion categorizes the cookies on our websites into three categories: Required, Functional and Advertising cookies.

- *Required Cookies.* Required cookies are necessary to enable the basic features of the website to function. Auterion uses some cookies that are required for the delivery of services on our websites. Cookies that are required allow us to maintain and improve the safety and security of our websites, authenticate account users, allow you to access your private accounts on our websites, allow you to sign into different portions of our websites with the use of only one login, balance the traffic on our websites, and remember items in your shopping cart. Cookies that are required are not used for marketing purposes.
- *Functional Cookies.* Functional cookies allow us to analyze your use of the website to evaluate and improve our performance. Auterion also uses functional cookies to improve our service to you and personalize your web browsing experience, such as by gaining a better understanding of your interests and requirements regarding our websites, our business or our products and services. Cookies that Auterion uses to improve our services and your website experience may remember your language and site preferences, invite you to participate in surveys or evaluations, show you when you are logged into our system and allow you to remain logged-in for a period of time, help provide you with support services, remember your login information, and prepopulate forms that you have already completed. Auterion also uses cookies that collect information about how you use our websites, including which pages you visit, and whether you experience any errors. These cookies use aggregate information to provide statistics on how our websites are used, help us improve our websites by measuring errors, testing different designs on our websites, and helping us measure the traffic on our websites so that we can optimize our content accordingly. These cookies are used to help us improve how our websites work, understand what interests our users, and measure website quality and the effectiveness of our online advertising.
- *Advertising Cookies.* Advertising cookies are used to show you ads that are more relevant to you. We may share this information with advertisers or use it to better understand your interests. For example, advertising cookies may be used to share data with advertisers so that the ads you see are more relevant to you. In addition, we may use remarketing technology to advertise on other websites you may visit. In doing so, a third party may place or read a unique ad-serving cookie on your device and use technical information about your browser and your activity at a Auterion website to serve advertisements to you on non-Auterion websites.

While Auterion websites at this time generally do not recognize automated browser signals regarding tracking mechanisms, such as “do not track” instructions, you can generally express

your privacy preferences regarding the use of most cookies and similar technology through your web browser.

Auterion also uses web beacons alone or in conjunction with cookies to compile information about usage of our websites and interaction with emails from Auterion (e.g., open rates, click through rates). Web beacons are clear electronic images that can recognize certain types of information on your device, such as cookies, when you viewed a particular website tied to the web beacon, and a description of a website tied to the web beacon. For example, Auterion may place web beacons in marketing emails that notify Auterion when you click on a link in the email that directs you to one of our websites. Auterion uses web beacons to operate and improve our websites and email communications.

YOUR RIGHTS AND CHOICES

In accordance with the laws of certain countries, you may have certain rights and choices regarding the personal data we collect and maintain about you, and how we communicate with you.

Where the EU General Data Protection Regulation 2016/679 (“GDPR”), the Brazilian General Data Protection Law (“LGPD”), the California Consumer Privacy Act of 2018 (“CCPA”) or similar legal requirements apply to the processing of your personal data, especially when you access the website from a country in the European Economic Area (“EEA”), Brazil, or as a consumer in the state of California or in a jurisdiction with similar legal protections, you have the following rights, subject to some limitations, against the respective Auterion Company responsible for the website you are using:

- The right to request information about our use of your personal data (e.g., the pieces and categories of personal data we have; the categories of sources, purposes for collection, the third parties with whom we have shared personal data, and personal data we have disclosed);
- The right to review and access your personal data;
- The right to rectify (correct, update or modify) the personal data we hold about you;
- The right to erase (e.g., delete), anonymize or block your personal data;
- The right to restrict our use of your personal data;
- The right to object to our use of, or certain types of disclosures of, your personal data;
- The right to receive your personal data in a usable format and transmit it to a third party (also known as the right of data portability); and
- The right to lodge a complaint with your local data protection authority.

If you would like to exercise any of these rights, you may by contacting us on our general website inquiry form. For California consumers, you may also submit requests by calling Auterion’s U.S. support number at 1-617-286-3456.

Where the GDPR, LGPD, CCPA or similar legal requirements apply, you also have the right to withdraw any consent you have given to uses of your personal data. If you wish to withdraw consent that you have previously provided to us, you may do so by contacting us our general website inquiry form. However, the withdrawal of consent will not affect the lawfulness of processing based on consent before its withdrawal.

Where the GDPR, LGPD, CCPA or similar legal requirements do not apply, Auterion grants you the ability to access, modify, or update some of your personal data online at any time. You may log in and make changes to your information, such as your password, your contact information, your general preferences, and your personalization settings. If necessary, you may also contact us via our general website inquiry form and describe the changes you want made to the information you have previously provided. However, note that changing or deleting information necessary for Auterion to assist with support, services, and purchases may result in a delay or interruption in processing your requests.

You will be given an opportunity to tell us whether you would like to receive information, special offers, and promotional materials by email from Auterion or our business partners when you create an auterion.com account, when you register for a service, when you provide us with your personal data, or when we send you a marketing email. Where required by applicable law, we will obtain adequate consent to provide you with these marketing materials. You also have the ability to opt out of receiving marketing emails from Auterion at any time without cost by clicking on the relevant link contained in our marketing emails or by contacting us via our general website inquiry form. You can also exercise your rights and choices by contacting us as described below under "How to Contact Us."

When you exercise your privacy rights, such as those conferred by the GDPR, LGPD or the CCPA, you have a right not to receive discriminatory treatment by Auterion for the exercise of such privacy rights.

VERIFICATION

Before responding to a request for information about your personal data, we must verify the request. Verification is important to protect your information and to help confirm that we are responding to a valid request and providing the response to the correct individual. To verify the request we initially ask for at least two (2) or three (3) identifiers, such as name, email address and location. If we have a need to request additional identifiers to reasonably verify your identity, we will contact you and request additional verification. The information we ask to verify your identity may depend on your relationship with us.

When you exercise your privacy rights under the GDPR, LGPD, CCPA or similar laws, you can designate an authorized agent or representative to make a request on your behalf by providing the authorized agent with written permission to do so and verifying your identity with us as part of the request, or by providing the authorized agent with Power of Attorney pursuant to applicable law (e.g., the California Probate code). We will ask the individual submitting the request to denote that they are an authorized agent or representative. When submitted by an authorized agent or representative, we ask the authorized agent or representative to provide name, email address and a description of the relationship with the individual who is the subject of the request and to certify that the representative has permission to submit the request, and may request proof of the consumer's written permission.

SECURITY

Auterion intends to protect your personal data. We have implemented appropriate physical, administrative and technical safeguards to help us protect your personal data from unauthorized access, use and disclosure. For example, we encrypt certain personal data such as payment information when we transmit such information over the Internet. We also require that our business

partners and service providers protect such information from unauthorized access, use and disclosure.

SOCIAL MEDIA, PUBLIC FORUMS AND LINKS TO OTHER WEBSITES

Auterion may provide social media features that enable you to share information with your social networks and interact with Auterion on various social media websites. Your use of these features may result in the collection or sharing of information about you, depending on the feature. We encourage you to review the privacy policies and settings on the social media websites with which you interact to make sure you understand the information that may be collected, used, and shared by those websites.

Our websites may make chat rooms, forums, blogs, message boards, and/or news groups available to its users. Remember that your comments and posts become publicly available, and we urge you to exercise discretion when submitting such content.

Our websites may contain links to other websites. Auterion does not control and is not responsible for the information collected by websites that can be reached through links from our websites. If you have questions about the data collection procedures of linked websites, please contact the organizations that operate those websites directly.

CHILDREN'S ONLINE PRIVACY

Auterion's products and services are not directed to children and Auterion does not knowingly collect online personal data from children under the age of 16. If you are a parent or guardian of a minor under the age of 16 and believe that he or she has disclosed personal data to us, please contact us via our general website inquiry form or as described below under "How to Contact Us."

DATA TRANSFERS

Auterion is a global organization, with legal entities, business processes, and technical systems that operate across borders. Auterion may transfer your personal data to other Auterion entities in the United States and elsewhere. The United States and other countries may not have the same data protection laws as the country from which you initially provided the information.

Where required by applicable law, we have put in place appropriate safeguards (such as standard contractual clauses approved by the European Commission) in accordance with applicable legal requirements to ensure that your data is adequately protected. When transferring your personal data internationally, Auterion will protect your personal data as provided in this Privacy Statement. If you wish to obtain a copy of the relevant safeguards that are in place to protect the international transfer of your personal data, please contact us as described below under "How to Contact Us."

CHANGES TO THIS PRIVACY STATEMENT

Auterion reserves the right to make corrections, changes or amendments to this Privacy Statement at any time. The revised Privacy Statement will be posted on this website. A notice will be posted on our homepage for 30 days whenever this Privacy Statement is changed in a material way, and the date of last update will be indicated at the top of the Privacy Statement. If you do not refuse the changes in writing within that notice period and you continue to use our websites, we consider that you have read and understand the Privacy Statement as changed, including with respect to personal data provided to us prior to the changes in the Privacy Statement. We encourage you to periodically review this Privacy Statement for any changes or updates.

EEA DATA PROTECTION AUTHORITY

If you are a resident of the European Economic Area and wish to raise a concern about our use of your personal data, you may direct questions or complaints to our general website inquiry form. Alternatively, you may contact your local supervisory authority.

HOW TO CONTACT US

We provided this information above in the “Your Rights and Choices” section, but remember that if you would like to exercise any of your privacy rights, you may do so via contacting us on our general website inquiry form. For California consumers, you may also submit requests, or access the information provided in this Privacy Statement in an alternative format, by calling Auterion’s U.S. number at 1-617-286-3456. If you have any questions about Auterion’s privacy practices or use of your personal data, please feel free to contact us at contact@auterion.com, via our general website inquiry form or by mail at:

Auterion Inc.
11959 Discovery Court
Moorpark, CA 93021