

# Privacy Policy

OJ Electronics Inc. (“OJ Electronics”) recognizes and respects your privacy. This Privacy Policy applies to websites and/or applications (our “Online Interface”) owned or operated by us.

Our Privacy Policy explains:

- What information we collect and why we collect it.
- How we use the information we collect from you.
- Your choices regarding your personal information.
- How you can contact us.

This policy applies to the Online Interfaces owned or operated by OJ Electronics, and information collected, used, and disclosed in connection with OJ Electronics’ thermostat products and application software relating to the same. However, this policy does not apply to any website that may be linked to OJ Electronics or that may be accessed through its “Online Interfaces”. Please refer to the privacy policy provided by these individual websites for information about the information they may collect and how that information may be used.

By making any use of any of the websites or any products or services, or by downloading, installing or making any use of the application software associated with OJ Electronics’ thermostat products, you consent to the collection, use, and disclosure of your personal information as contemplated by this Privacy Policy.

**IF YOU DO NOT AGREE WITH THE TERMS OF THIS PRIVACY POLICY, OR DO NOT HAVE THE AUTHORITY TO AGREE TO ANYTHING IN THIS PRIVACY POLICY ON BEHALF OF YOUR ORGANIZATION, DO NOT MAKE ANY USE OF ANY SITES OR THE SERVICES AND DO NOT DOWNLOAD, INSTALL OR MAKE ANY USE OF ANY SOFTWARE.**

## Information We Collect

**Information provided by you.** When you activate your thermostat, you will be required to create an account. When you do, we will ask you for your email address and postal code. Additionally, you may provide us with your name and address, but this information is optional.

**Information we obtain from your use of our services.** We automatically collect temperature and energy consumption data at the location where you are using a thermostat connected to our services. We may also collect thermostat specific information such as device number, model number, software version, location information (such as city, state, and zip code) where the thermostat is installed, device setting information, and/or information about the network connection that your thermostat uses to connect to our services.

We also use cookies when you access our “Online Interfaces” through an internet browser or application on a computer or mobile device. Cookies identify your browser, but not you, to our servers when you visit our “Online Interfaces”.

OJ Electronics' Cookie Policy is incorporated by reference into this Privacy Policy. For information about how we use cookies, please review our [Cookies Policy](#).

**Consent to Processing and Transfers of Information.** The information used to make the "Online Interface" available and that stores information collected in conjunction with this Privacy Policy and OJ Electronics' Cookies Policy may be hosted in the United States. Therefore, your information, including any personal information provided by the "Online Interface" may be transferred to and/or processed and stored in the United States. The laws of the United States may not provide the same level of protection as the country from which you access the "Online Interface". As a result, United States' federal and state governments, courts, or law enforcement or regulatory agencies may be able to obtain disclosure of your information through applicable laws. By using the "Online Interface", you consent to the transfer and processing by OJ Electronics' and its affiliates and business partners of your information described in this policy, and authorize this practice.

### **How We Use The Information We Collect From You**

We use the information we collect from you with the following purposes

1. Administer and operate the "Online Interface" and deliver and enable your use of services in connection with your OJ Electronics' thermostat product;
2. Personalize the "Online Interface", the Software and/or the services made available through the same;
3. Register your OJ Electronics' thermostat products with us;
4. Register, administer and operate your account in association with any of the "Online Interface" and/or Software;
5. Develop modifications to, improvements to and/or new versions of our Products, Software, "Online Interface", and services available through the same; and
6. Deal with and administer inquiries, complaints, submissions and feedback relating to the "Online Interface" and/or Software.

Additionally, we may use this information to provide you information about your use of our services, and respond to communications received from you.

You acknowledge that we may engage third parties to perform some or all of the functions specified in this Privacy Policy, and may disclose personal information to our employees, officers, insurers, professional advisors, agents, suppliers or subcontractors, to the extent that such disclosure is reasonably necessary to fulfill the purposes set out in this Privacy Policy.

Any personal information provided by you, or that is derived automatically by or through any "Online Interface" and/or the Software, is not sold, rented, or shared by us with any third party without your consent, except in the circumstances described in this Privacy Policy.

To the extent we are required to do so by law, we reserve the right to disclose information about you that we have collected. For example, we may be required to disclose information collected

about you in response to a subpoena, court order, or other legal process, or in order to defend our rights against legal liability. We also reserve the right to disclose your personal information where it is necessary to do so in order to investigate, prevent, or take action to prohibit suspected illegal activities.

We will take reasonable technical and organizational security measures, including the use of firewalls and anti-virus software, amongst others, to prevent the loss, misuse or alteration of your personal information. Unfortunately, such security measures cannot prevent all loss, misuse, or alteration of your personal information. Therefore we cannot ensure or warrant the security of any such information, and we are not responsible for any damages or liabilities relating to any such incidents to the fullest extent permitted by law.

### **Additional Information**

**Minor Children.** We do not knowingly solicit or collect personal information from individuals under the age of 18. Rather, we offer our services and "Online Interface" for use by adults. If you are under the age of 18, no information should be submitted through our "Online Interface" without your parents' or guardians' consent.

**Your Choices Regarding Your Personal Information.** You may choose what, if any, personal information you provide to us. However, if you choose not to provide certain information, such as your email address, we cannot create an account for you and some of your experiences with our services may be affected. If you would like to make changes to personal information we have collected from you, you can contact us as indicated below in the "Questions About Our Policy" section, or by updating your personal information through your account on our Site:

**Changes To Our Policy.** We reserve the right to at our sole discretion update, revise, supplement, replace, and/or otherwise modify the terms of this Privacy Policy and/or impose new or additional rules, policies, terms, or conditions on you from time to time and at any time without specific notice to you. Such updates, revisions, supplements, replacements, modifications, and additional rules, policies, terms, and conditions will be effective immediately upon OJ Electronics posting them on its website or otherwise making them available to you (as the case may be). To assist you, an effective date set forth at the end of this document. Please review this document periodically. Your continued use of the Site means that you accept and agree to the updated or modified Terms and Conditions.

**Withdrawal.** You may withdraw your consent to the collection, use, and disclosure of personal information as explained in this Privacy Policy, at any time by contacting OJ Electronics at the postal or email address identified below in the "Questions About Our Policy" section. Your withdrawal of consent to the collection, use and/or disclosure of personal information as explained in this Privacy Policy may result in the services or certain aspects of the services made available through our "Online Interface" and software being unavailable to you.

**Review of Your Personal Information.** You are entitled to access your personal information upon request and, if there is an error in the OJ Electronics' records relating to your personal information, to have it corrected. A request to access your personal information or to have it

corrected must be in writing, and submitted to us at the postal or email address identified below in the “Questions About Our Policy” section.

**Questions About Our Policy.** If you have any questions about this Policy, and any concerns or complaints with regard to the administration of this Policy, please forward your questions or concerns to us by mail or e-mail:

OJ Electronics Inc  
PO Box 366  
Arlington height, IL 60006 USA  
Fax: +1 847-870-1907  
Email: [privacy@ojelectronics.com](mailto:privacy@ojelectronics.com)

### **Privacy Notice for California Residents**

In addition to the above the California Consumer Protection Act of 2018 provide supplementing regulation for consumers resident in the State of California. Please refer to [OJ Electronic Privacy Notice for California Residents](#) for details.

### **The EU General Data Protection Regulation**

In addition to the above, OJ Electronics A/S, Stenager 13B DK-6400 Sønderborg, Denmark will also collect and process your personal data for the statistical purposes regarding the distribution of our products and which services our customers use. We do this based on our legitimate interest in gaining a better understanding of our customers’ needs and to improve our products and services.

The European Union has enacted the General Data Protection Regulation (the “GDPR”), which sets out the obligations of data controllers and data processors located within the EU in relation to processing personal data. One of the obligations is to provide you with information on how we process your personal data, including the purpose of our processing of your personal data, what personal data we process about you, who we share your personal data with and your rights in relation to our processing.

Below, you will find a description of the personal data collected and processed about you as well as the purpose and on which legal basis OJ Electronics A/S is processing your personal data.

OJ Electronics A/S may collect and processes the following personal data about you for the above purposes:

- (a) name,
- (b) email address,
- (c) IP address,
- (d) postal code

- (e) temperature and energy consumption data
- (f) thermostat specific information, including device number, model number, software version, location information (such as city, state, and zip code) where the thermostat is installed, device setting information,
- (g) information about the network connection that your thermostat uses to connect to our services.

**Confidentiality and information about the processing of your personal data.** All data will be treated as confidential information by those who are allowed to process the data, and will only be used for the purposes as set out above.

Your personal data will be stored by OJ Electronics A/S' group entity in the USA and may be accessed by OJ Electronics A/S in Denmark on a need to know basis. OJ Electronics A/S will keep your personal data for up to 24 month after end of last use of the system, unless OJ Electronics A/S is required under applicable law to keep your personal data for a longer period of time.

**Your rights.** You can obtain further information on the personal data which OJ Electronics A/S stores and processes about you by contacting [privacy@ojelectronics.com](mailto:privacy@ojelectronics.com). Further, you may object to your personal data being processed or request that your personal data is rectified. If you wish to object to your personal data being processed, have your data rectified or restrict the processing, please contact [privacy@ojelectronics.com](mailto:privacy@ojelectronics.com) with this message. Further, if you have any complaints about OJ Electronics A/S' processing of your personal data, you may contact the Danish Data Protection Agency at [dt@datatilsynet.dk](mailto:dt@datatilsynet.dk).

For inquiries regarding the EU General Data Protection Regulation, please contact:

OJ electronics A/S  
Stenager 13B  
DK-6400 Sønderborg  
Denmark  
e-mail: [privacy@ojelectronics.com](mailto:privacy@ojelectronics.com)

The parties acknowledge that they require that this Privacy Policy be drawn up in the English language only. *Les parties reconnaissent qu'elles ont exigé que la présente convention soit rédigée en langue anglaise seulement.*

Effective Date: August 2020