

## **NODE GOVERNANCE Privacy Notice**

October 18, 2023

This Privacy Notice, as amended or otherwise changed from time to time (“Privacy Notice”), explains the manner in which NODE GOVERNANCE, its parent companies, affiliates, and other corporate entities under common ownership, including but not limited to all websites that link to this Privacy Notice (“NODE GOVERNANCE SARL,” “we,” “us,” or “our”), collects, uses, maintains, and discloses user information obtained through its websites, applications, brands, services, and products (collectively, “Services”). Whenever you access or use the Services, you accept the terms and conditions of this Privacy Notice. If you do not agree with or you are not comfortable with any aspect of this Privacy Notice, you should immediately discontinue access or use of the Services.

This Notice does not apply to websites, software, or applications run by third parties that NODE GOVERNANCE may link to, reference, or otherwise contract with, so please reference the respective third-party privacy Notice for information on how they collect and use your information.

If you have any questions or concerns about this Notice or our practices with regard to your personal information, please contact us at [contact@node-governance.io](mailto:contact@node-governance.io).

### **Privacy Notice Updates and Changes**

We may revise this Notice at any time for any reason, including but not limited to reflecting changes in law; changes in our Personal Data information collection, protection, and use practices; changes in the features available through the Services; or addressing any advances in technology. If any changes are made to this Privacy Notice, the changes will be effective upon posting to the Site and will be prominently displayed on websites and applications. You should review this Notice each time you visit the Site or use our Services to inform yourself of any revisions. Your continued use of the Site will constitute your acceptance of the Notice as revised. Capitalized terms not defined herein shall have the meanings ascribed to them in NODE GOVERNANCE’s Terms and Conditions.

## **Pertinent Definitions**

“Personal Data” means data that NODE GOVERNANCE may collect from you or that you may voluntarily provide to NODE GOVERNANCE that may identify, relate to, describe, reference, or be reasonably capable of being associated with or linked, either directly or indirectly, with you, your household, or your device(s) used to access the Services, including, for example, your name, address, User ID, telephone number, email address, any blockchain addresses, as well as any other non-public information about you that is associated with or linked to any of the foregoing data.

“Anonymous Data” means data from which your identity is not readily ascertainable and that is not associated with or linked to your Personal Data. Anonymous Data does not, by itself, permit the identification of individual persons.

## **Lawful Basis for Processing**

We only collect and process Personal Data about you where we have lawful bases to do so. Lawful bases include consent where you have NODE GOVERNANCE’s consent, contract, and legitimate interests.

## **Personal Data We Collect**

- We may collect Personal Data from you, such as your first and last name, email, and mailing addresses, including country or region of residence, User ID, date of birth, government-issued identification, and password when you register for an account on the Services (“Account”), report a problem with the Services, or otherwise use the Services.
- We may also collect other Personal Data provided by third-party identity verification services or via social networking websites. If you tell us where you are (e.g., by allowing your mobile device or computer to send us your location), we may store that information.
- We may collect your Personal Data, such as your User ID, and it may be used to track you across devices and connect you to alternative datasets that we have, including but not limited to Discord data, your wallet, and game-related data.

- Certain services, such as two-factor authentication, may require our collection of your phone number, which we may associate to your mobile device identification information.
- If you provide us feedback or contact us via email, message, chat, or similar functionality, we will collect your name and email address, as well as any other content included in the communication, in order to send you a reply.
- We collect transactional information when you request information or purchase a product or service from us.
- We also collect other types of Personal Data that you provide to us voluntarily when seeking support services, such as email, information submitted via online form, video conferencing service information, other contact information, or other information provided to support services staff.
- We may collect other data, including but not limited to referral URLs, your location, and blockchain analytics information related to blockchain addresses you provide.

### **Information Collected Automatically by Our Servers**

- Our servers (which may be hosted by a third-party service provider) collect information from you, including your browser type, operating system, Internet Protocol (“IP”) address (a number that is automatically assigned to your computer when you use the Internet, which may vary from session to session), domain name, and/or a date/time stamp for your visit.
- As is true of most websites, we gather certain information automatically and store it in log files. This information includes IP addresses, browser type, Internet service provider (“ISP”), referring/exit pages, operating system, date/time stamp, and clickstream data.
- Similar to many online services, we use cookies to collect information. “Cookies” are small pieces of information that a website sends to your computer’s hard drive while you are viewing the Site. We also use cookies from time to time to help personalize your online experience with us. We will process Personal Data collected through cookies in accordance with this Privacy Notice. If you have configured your browser to alert you before accepting cookies, you should receive an alert message

with each cookie. You may refuse cookies by turning them off in your browser; however, you should be aware that our site, like most other popular sites, may not work well with cookies disabled.

- We retain information on your behalf, such as transactional data and other session data linked to your Account.

### **How We Use Your Information**

We will only use your Personal Data in ways that you provide us with your consent or when the law allows. Please note that we may process your Personal Data without your knowledge or consent where this is required or permitted by law.

In general, Personal Data you submit to us is used to:

- Facilitate the creation of and secure your Account on the network;
- Identify you and perform identity verification through a service provider;
- Provide improved administration of our websites and Services;
- Improve the quality of your experience when you interact with our websites and Services;
- Send you a welcome email to verify ownership of the email address provided when your Account is created;
- Send you administrative email notifications, such as Account activity, transaction processing, security, or support and maintenance advisories;
- Identify, prevent, and report potentially suspicious, fraudulent, or illegal activities;
- Notify you about important changes to our Terms and Conditions or Privacy Notice;
- Respond to your inquiries or other requests; and
- Make our Site and Services more useful to you.

### **Use of Automatically Collected Data**

All data collected automatically will be used to administer or improve our Services as follows:

- We use IP addresses to make our website and Services more useful to you and to perform identity verification.

- We use information from log files to analyze trends, administer the Services, track users' movements around the Services, gather demographic information about our user base as a whole, and better tailor our Services to our users' needs. Except as noted in this Privacy Notice, we do not link this automatically collected data to Personal Data.
- We may use both session Cookies (which expire when you close your web browser) and persistent Cookies (which remain on your computer until deleted) to provide you with a more personal and interactive experience with our Services. This type of information is collected to make the Services more useful to you and to tailor your experience with us to meet your special interests and needs.
- We also use third-party web analytics tools to help us understand how users engage with our Site. This information is used to compile reports and to help us improve our Site. You can opt out of such third-party analytic tools without affecting how you visit our Site by contacting us at [contact@node-governance.io](mailto:contact@node-governance.io).
- We may create Anonymous Data records from Personal Data by excluding information (such as your name) that makes the data personally identifiable to you. We use this Anonymous Data to analyze request and usage patterns so that we may enhance the content and navigation of our Services. We reserve the right to use Anonymous Data and aggregated and other de-identified information for any purpose and disclose Anonymous Data to third parties in our sole discretion.

**NODE GOVERNANCE does not sell user Personal Data to any third party.**

### **Retention of Personal Data**

Unless the law specifies a different retention period, we will only retain your Personal Data for the time strictly necessary to carry out the operations for which said Data has been collected by us. In general, this means we will retain your Personal Data for as long as you have an active Account with us.

### **Personal Data Destruction Procedures and Methods**

In principle, we promptly destroy Personal Data after the purpose of its collection and use has been achieved. However, this may not apply when

preservation is required according to laws and regulations. The destruction procedures and methods are as follows:

- Personal Data printed on paper: shredded using a shredder or incinerated.
- Personal Data stored in electronic file format: deleted using a technical method that renders the record irreproducible.

### **How We Share Your Information – Personal Data Shared with Third Parties**

We disclose your Personal Data as described below and as described elsewhere in this Privacy Notice.

- It may be necessary to disclose your Personal Data to comply with any legal obligation, to defend or investigate any illegal or suspected violations of NODE GOVERNANCE's Terms and Conditions, to enforce our Terms and Conditions and this Privacy Notice, or to protect the rights, safety, and security of NODE GOVERNANCE, our users, or the public.
- We may share your Personal Data with third-party service providers to provide you with the Services, to conduct quality assurance testing, to facilitate the creation of accounts, to provide technical support, and to verify your identity. These third-party service providers are required not to use your Personal Data other than to provide the services requested by you.
- We may share some or all of your Personal Data with third parties (e.g., the purchaser or new owner) in connection with or during negotiation of any merger, financing, acquisition or dissolution transaction or proceeding involving the sale, transfer, divestiture, or disclosure of all or a portion of our business or assets. In the event of an insolvency, bankruptcy, or receivership, Personal Data may also be transferred as a business asset. If another company acquires NODE GOVERNANCE assets, that company will possess the Personal Data collected by NODE GOVERNANCE and will assume the rights and obligations regarding your Personal Data as described in this Privacy Notice.

The DGF Website may contain links to other third-party websites which are regulated by their own privacy policies. NODE GOVERNANCE is not

responsible for the privacy policies of these third-party websites even if they were accessed using the links from our Services.

### **Disclosure of Personal Data to Third Parties**

Other than as stated in this Privacy Notice, NODE GOVERNANCE does not disclose any of your Personal Data to third parties unless required to do so by law enforcement, court order, or in compliance with legal reporting obligations.

### **Transfers Outside of the EEA**

Your Personal Data may be transferred to, processed, and stored in countries other than the country in which you are a resident, including the United States, European Union, the UK, and other countries. We may share your Personal Data within NODE GOVERNANCE and other with our partners and third-party companies that assist in providing NODE GOVERNANCE Services, which are based in various locations globally.

If you are based in the European Union, this may involve transferring your data outside the European Economic Area (“EEA”). In addition, many of our external third parties are also based outside of the EEA, so their processing of your Personal Data will involve a transfer of data outside the EEA. We may transfer Personal Data from the EEA to third countries outside of the EEA, under the following conditions:

- **Contractual Obligation:** Where transfers are necessary to satisfy our obligation to you under our EULA, including to provide you with our services and customer support services, and to optimize NODE GOVERNANCE; and
- **Consent:** where you have consented to the transfer of your Personal Data to a third country.

Whenever we transfer your Personal Data out of the EEA, we ensure a similar degree of protection is afforded to it by ensuring at least one of the following safeguards is implemented:

- We will only transfer your Personal Data to countries that have been deemed to provide an adequate level of protection for Personal Data by the European Commission. For further details,

see [European Commission: Adequacy of the protection of personal data in non-EU countries](#).

- We may use specific contracts approved by the European Commission which Give Personal Data the same protection it has in Europe. For further details, see [European Commission: Model contracts for the transfer of personal data to third countries](#).
- In respect of transfers to entities in the US, we may transfer Personal Data to them if they are part of the Privacy Shield, which requires them to provide similar protection to Personal Data shared between Europe and the US. For further details, see [European Commission: EU-US Privacy Shield](#).

Please contact us if you want further information on the specific mechanism used by us when transferring your Personal Data out of the EEA. If you wish to be informed about what Personal Data we hold and want it removed from our systems, or to exercise any of your rights granted under your country of residence, please contact us at [contact@node-governance.io](mailto:contact@node-governance.io).

### **Updating Information**

You can update your personal or account information by contacting our support team at [contact@node-governance.io](mailto:contact@node-governance.io). We will retain your information for as long as your Account is not closed or as needed to provide you with access to your Account. If you wish to close your Account, open a ticket in our support center. We will retain and use your information as necessary to comply with our legal obligations, resolve disputes, and enforce our Terms and Conditions.

### **Cookies**

We collect web browser information in order to enhance your experience on our Services and track how the Services are being used. Cookies, which are small data files stored on your computer's hard drive, are used not only to improve your user experience but also to identify and prevent fraudulent activity. The information collected may include, but is not limited to, your IP address, referral URLs, the type of device you use, your operating system, the type of browser you use, geographic location, and other session data. Cookies are not permanent and will expire after a short time period of inactivity. You may opt to deactivate your cookies, but it is important to note that you may not be able to access or use some features of our



Services. Please note that NODE GOVERNANCE is not responsible and cannot be held liable for any loss resulting from your decision or inability to use such features.

### **Do Not Track (“DNT”)**

DNT is an optional browser setting that enables you to express your preferences regarding tracking by advertisers and other third parties. At this time, we do not respond to DNT signals.

### **Security of Information**

We take the protection of your Personal Data seriously. We use industry-standard data encryption technology and have implemented restrictions related to the storage of and the ability to access your Personal Data. However, please note that no transmission over the Internet or method of electronic storage can be guaranteed to be 100% secure. Additionally, we aim to enforce internal regulations and rectify issues as soon as they are discovered.

### **Legal Rights Concerning Your Information**

Depending on your state or country of residence, under certain circumstances, you have rights under data protection laws in relation to your Personal Data, which are set out in more detail below.

Request confirmation and access	This enables you to confirm whether or not we are processing your Personal Data and that you may access your Personal Data.
Request change or correction	This enables you to have any Personal Data we hold about you changed or corrected, although we may need to verify the accuracy of the new data you provide to us.  If you need to add or change any information, you can log into your Account and make the change in your settings. If it doesn't look like you can make the change on your own, please reach out to us at <a href="mailto:contact@node-governance.io">contact@node-governance.io</a> , and we will work to correct any errors.

<p>Request deletion</p>	<p>This enables you to ask us to delete or remove Personal Data where there is no good reason for us continuing to process it. You also have the right to ask us to delete or remove your Personal Data where you have successfully exercised your right to object to processing (see below), where we may have processed your information unlawfully or where we are required to erase your Personal Data to comply with applicable law.</p> <p>Please note: your right of deletion would not apply for various reasons, including if we need to retain your Personal Data in order to comply with a legal obligation or to establish or defend a legal claim. Where we are unable to comply with your request for deletion, we will notify you at the time of your request.</p>
<p>Object to processing</p>	<p>You have the right to object to the processing of your Personal Data where we are relying on a legitimate interest (or those of a third party) and there is something about your particular situation which makes you want to object to processing on this ground as you feel it impacts on your fundamental rights and freedoms. You also have the right to object where we are processing your Personal Data for direct marketing purposes. In some cases, we may demonstrate that we have compelling legitimate grounds to process your information which override your rights and freedoms.</p>
<p>Request restriction of processing</p>	<p>This enables you to ask us to suspend the processing of your Personal Data in the following scenarios:</p> <ul style="list-style-type: none"><li>(a) if you want us to establish the data's accuracy;</li><li>(b) where our use of the data is unlawful but you do not want us to delete it;</li><li>(c) where you need us to hold the data even if we no longer require it as you need it to establish, exercise or defend legal claims; or</li></ul>

	(d) you have objected to our use of your data but we need to verify whether we have overriding legitimate grounds to use it.
Request to transfer	<p>If you ask us, we will provide you or a third party you have chosen, your Personal Data in a structured, commonly used, machine-readable format.</p> <p>Note that this right only applies to automated information which you initially provided consent for us to use or where we used the information to perform a contract with you.</p>
Withdrawal of consent	<p>This applies where we are relying on consent to process your Personal Data. However, this will not affect the lawfulness of any processing carried out before you withdraw your consent.</p> <p>If you withdraw your consent, we may not be able to provide certain products or services to you. We will advise you if this is the case at the time you withdraw your consent.</p>

If you wish to exercise any of the rights set out above, please contact us at [contact@node-governance.io](mailto:contact@node-governance.io).

**Accessing Your Information**

You will not have to pay a fee to access your Personal Data (or to exercise any of the other rights). However, depending on your state or country of residence, if your request is clearly unfounded, repetitive, or excessive, we may refuse to act on your request or charge a reasonable fee. Alternatively, we may refuse to comply with your request in these circumstances.

We may need to request specific information from you to help us confirm your identity and ensure your rights to access your Personal Data (or to exercise any of your other rights). This is a security measure to ensure that Personal Data is not disclosed to any person who has no right to receive it.

We may also contact you to ask for further information in relation to your request to expedite our response.

We try to respond to all legitimate requests within one month. Occasionally, it may take us longer than a month if your request is particularly complex or if you have made several requests. In such cases, we will notify you and keep you updated.

### **California Residents**

If you are a California resident, you may have certain rights with respect to your Personal Data, including the following:

- Right to know whether we collect and store your Personal Data, the source of the Personal Data we have about you, the categories and purposes of the use of your Personal Data, whether it is being disclosed or sold, and to whom it is being disclosed or sold.
- Right, subject to certain exceptions, to have your Personal Data deleted from our possession or control.
- Right to opt-out from the sale of your Personal Data. As described in the section above, we do not sell Personal Data and have not done so in the past 12 months.
- Right to limit sensitive Personal Data use (e.g., information relating to your government ID or geolocation) to specifically permitted purposes.
- Right to not be discriminated against for exercising your rights.

The California Consumer Privacy Act (“CCPA”), as amended by the California Privacy Rights Act (“CPRA”), permits California residents who use our website to request certain information regarding our disclosure of personal information to third parties for their direct marketing purposes. To make such a request, or if you have any questions or concerns about your California privacy rights, our Privacy Notice, or our use of your personal information, please send an email to [contact@node-governance.io](mailto:contact@node-governance.io).

For all California residents, any such inquiries shall be responded to within forty-five (45) days. We must verify your identity with respect to such inquiries. Depending on the nature of the Personal Information at issue, we may require additional measures or information from you as part of that verification.

For California residents under the age of 18 who have publicly posted content or information, you may request and obtain the removal of such content or information pursuant to California Business and Professions Code Section 22581, provided you are a registered user of any website where this Notice is posted. To make such a request, please send an email with a detailed description of the specific content or information to [contact@node-governance.io](mailto:contact@node-governance.io).

### **Residents of Colorado, Connecticut, Utah, and Virginia**

We treat collected information of persons residing in any jurisdiction with the utmost care and in accordance with applicable law.

Colorado – We adhere to the consumers’ privacy rights and the company’s Personal Data collection duties set forth in Colorado’s comprehensive data privacy law known as the Colorado Privacy Act (“CPA”), or Colo. Rev. State. § 6-1-1301 et seq., which comports with the Colorado Consumer Protection Act.

Connecticut – We do and will abide by Connecticut’s primary data privacy law, known as Personal Data Privacy and Online Monitoring, or 2022 S.B. 6, also referred to as Public Act No. 22-15, effectual on July 1, 2023. This law gives Connecticut residents the right to request a copy of their Personal Data, correct any inaccuracies, and opt out of Personal Data processing. Moreover, we comply with Conn. Gen. Stat. § 42-471, which mandates the safeguarding of personal information from third-party misuse and its erasure upon disposal.

Utah – We observe the requirements of Utah’s 2022 S.B. 227, known as the Utah Consumer Privacy Act (“UCPA”) effectual as of December 31, 2022. The UCPA grants consumers the right to know:

- What type of data we collect about them;
- How their data is being used; and
- Whether or not we intend to sell the data to third parties.

In further compliance with the UCPA, upon request, we will provide you access to your data, permit you to delete your Personal Data, and allow you to opt out of Personal Data collection.

Virginia – We fulfill the requirements of Virginia’s Consumer Data Protection Act (2021 H.B. 2307/2021 S.B. 1392), which outlines how we control and process data and mandates that, upon request, we will provide you access to your data, permit you to delete your Personal Data, correct your data, and allow you to opt out of Personal Data collection.

To make a request regarding your Personal Data, in accordance with any of the laws of Colorado, Connecticut, Utah, or Virginia, please send an email with a detailed description of the specific content or information to [contact@node-governance.io](mailto:contact@node-governance.io).

### **Residents of Other U.S. States and Compliance with Federal Law**

We reiterate that we treat collected information of persons residing in any jurisdiction with the utmost care and in accordance with applicable law. Thus, for purposes of clarity, we pronounce our adherence to the following laws of these U.S. states:

- **Arizona** – Ariz. Rev. Stat. § 41-151.22
- **Delaware** – Del. Code § 1204C and Del. Code Tit. 6 § 205C
- **Hawaii** – 2021 H.B. 1253
- **Maine** – 35-A MRSA § 9301
- **Minnesota** – Minn. Stat. §§ 325M.01 to .09
- **Missouri** – Mo. Rev. Stat. §§ 182.815, 182.817
- **Nevada** – NRS §§ 205.498, 603A.300, 603A.340
- **New York** – Civ. Rts. Code § 52-C\*2
- **Oregon** – ORS § 646.607
- **Tennessee** – Tenn. Code § 10-7-512
- **Vermont** – 9 V.S.A § 2446-2447

While the United States does not currently have a data privacy and protection law enacted at the federal level, should such a law become enacted, we intend to comply with all provisions that may be set forth therein.

To make a request regarding your Personal Data in accordance with any of the laws of any U.S. state, or to inquire about federal data privacy and protection compliance, please send an email with a detailed description of the specific content or information to [contact@node-governance.io](mailto:contact@node-governance.io).

## **Children's Privacy**

Unfortunately, if you are under 18, you cannot use our Services without parental consent. We do not knowingly solicit or collect information from anyone under 18. If we become aware that a person under the age of 18 has provided us with Personal Data without verification and parental consent, please alert us at [contact@node-governance.io](mailto:contact@node-governance.io), and we will work to delete it immediately.

## **Updates to this Privacy Notice**

Periodically, we may make changes to this Notice. The presence of an updated "Revised" date will signal the latest version, which becomes effective as soon as it's available. Should there be significant alterations to this Privacy Notice, we'll ensure you're informed by prominently displaying an announcement regarding these changes. We recommend regularly reviewing this Notice to stay updated on how we safeguard your data.

## **Contact Us**

If you have any queries or complaints about our collection, use, or storage of your Personal Data, or if you wish to exercise any of your rights in relation to your personal information, please contact us at [contact@node-governance.io](mailto:contact@node-governance.io). We will investigate and attempt to resolve any such complaint or dispute regarding the use or disclosure of your Personal Data.

Based on the applicable laws of your country, you may have the right to request access to the Personal Data we collect from you, change, or delete the Personal Data. To request the review, update, or removal of your Personal Data, please contact us at [contact@node-governance.io](mailto:contact@node-governance.io).