

## **PRIVACY POLICY**

This Privacy Policy applies to Elk Sedge Holdings, Inc. and to its subsidiary Acoustimetrics (“We”, “Our”, “Us”, or “the Company”) and governs data collection and usage.

The Company’s websites are informational. By using the Company’s websites, you consent to the data practices described in this statement.

### **Collection of your Personal Information**

We do not collect any personal information about you unless you voluntarily contact Us and provide it to Us, or unless you voluntarily post it on social media that We may lawfully use. We may obtain personal information as a byproduct of the means you use to contact Us. We may ask you to provide personal information before We supply additional information or transact with you for Our products or services. We will use such information for, but not limited to, communicating with you in relation to support, services and/or products in which you have expressed interest or that you have requested from Us.

### **Automatically Collected Information**

When you visit Our website, the Company may automatically collect information about your computer hardware and software. This information can include your IP address, a general geographical region estimated from your IP address, browser type, domain names, access times, and referring website addresses. This information is used for the operation of the service, to maintain quality of the service, and to provide general statistics regarding use of the Company’s website.

### **Sharing Information with Third Parties**

The Company does not sell, rent, or lease its customer lists to third parties.

The Company may share your personal data with trusted partners, such as distributors or shipping & logistics vendors, in order to provide you with specific support, services, products or deliveries you have explicitly requested from Us. All such third parties are prohibited from sharing your personal information or using it in any way other than to provide these services on behalf of the Company, and they are required to maintain the confidentiality of your data.

The Company may disclose your personal information, without notice, if required to do so by law or in the good-faith belief that such action is necessary to: (a) conform to the law or comply with legal process served on the Company or its websites; (b) protect and defend the rights or property of the Company; and/or (c) act under exigent circumstances to protect the personal safety of the Company’s shareholders, directors, officers, employees, distributors, vendors, or customers, users of the Company’s services or products, or the public.

## **Links**

The Company's website domains consist of elksedge.com, acoustimetrics.com, and acousonde.com, all governed by this Privacy Policy. The Company is not responsible, however, for the content or privacy practices of any websites external to Our domains, including those to which Our websites may link. Users are encouraged to be aware when they leave Company websites, and to read the privacy statements of any external sites they visit.

## **Right to Deletion**

Subject to certain exceptions set out below, on receipt of a verifiable request from you, We will:

- Delete your personal information from Our records; and
- Direct any service providers to delete your personal information from their records.

Please note that We may not be able to comply with requests to delete your personal information if it is necessary to:

- Complete the transaction for which the personal information was collected or fulfill the terms of a written warranty or product recall;
- Detect security incidents, protect against malicious, deceptive, fraudulent, or illegal activity, or prosecute those responsible for that activity;
- Identify and repair errors that impair existing intended functionality;
- Exercise free speech, ensure the right of another consumer to exercise his or her right of free speech, or exercise another legal right;
- Comply with the California Electronic Communications Privacy Act;
- Enable solely internal uses that are reasonably aligned with your expectations based on your relationship with Us;
- Comply with an existing legal obligation; or
- Otherwise use your personal information, internally, in a lawful manner that is compatible with the context in which you provided it.

## **Children Under Thirteen**

The Company does not knowingly collect personal information from children under the age of 13. If you wish to contact Us but are under 13, please ask your parent or guardian to do so on your behalf.

## **Email Mailing Lists**

The Company's websites may provide you with the opportunity to opt in to Company-related email mailing lists. From time to time, the Company may contact you via these lists for the purpose of providing announcements, offers, alerts, confirmations, surveys, and/or other general communication. You may opt out of such mailing lists at any time by clicking on the unsubscribe link provided in such communications.

## Telephone Calls and SMS Text Messages

**The Company does not mass-market by telephone. We do not maintain subscription lists of telephone numbers. We do not use SMS text messages for marketing or promotions.**

Nothing on Our websites collects your phone number. However, if you reach out to Us by phone, send Us a text message, or otherwise convey or include your phone number in your communications with Us, it will be considered as consent to contact you by phone. If you provide Us with an SMS-capable (e.g. mobile) phone number, it will be considered as consent to contact you by SMS text message, but ***only***:

- to respond to SMS text messages that you send to Us;
- when you have requested ***urgent*** technical assistance with Our products or services; or
- for time-sensitive interactions concerning specific meetings, events, operations, or deliveries that you have previously arranged with Us.

**Please note that message and data rates may apply. You may request that We cease sending you SMS text messages at any time by replying STOP to any SMS text message We send you.**

To provide you with specific support, services, products or deliveries that you explicitly request from Us, We may wish to supply your phone number to an affiliate and/or a shipping & logistics vendor. If you provide Us with a phone number, including an SMS-capable phone number, it will be considered as consent for these third parties to be provided with that phone number solely for such purposes. **No mobile information will be shared with these or any third parties for marketing/promotional purposes. Our agreements with these third parties exclude text messaging originator opt-in data and consent; this information will not be shared with these or any third parties.**

## External Data Storage Sites

We may store your data on servers provided by third-party hosting vendors with whom We have contracted.

## Changes to This Statement

The Company reserves the right to change this Policy. When changes to this Policy are significant, and We have retained personal data that you have provided Us, We will notify you via email and/or by updating the copy and date of this Privacy Policy obtainable from Our website(s). If you continue use of Our website(s) and/or services after such modifications, you acknowledge the modified Policy and agree to abide and be bound by it.

## Contact Information

The Company welcomes your questions or comments regarding this Policy. You may contact the Company regarding this policy using the contact information available at <http://www.acousonde.com/contact.html>.