

## **Privacy Policy Applicable Only To Black Horizon Mobile App Users**

**Last Updated September 21, 2022**

Sonalysts, Inc. (“we” or “us” or “our”) respects the privacy of our users (“user” or “you”). This Privacy Policy establishes the terms and conditions that apply to “Customers” and “Users” of our mobile application, Black Horizon (the “App”). “Customers” are entities, including government entities that have entered into contracts with us for the use of the App. “Users” are individuals who download and use the App on smart phones or tablets (“device(s)"). We process information of Users obtained through the App on behalf of Customers.

This Privacy Policy describes how we handle the personal data that the App collects from Users, as well as any personal data that we may be given access to while acting on behalf of the Customer, to the extent that the Customer permits us to access personal data for which the Customer is responsible. This Privacy Policy does not apply to other information that we may collect through other means, including our website.

By using the App, you agree to the processing activities set forth in this Privacy Policy with respect to your information. Please also note that this privacy policy does not apply to any third-party webApps, service or applications (e.g., the Unity Game Engine, Microsoft Azure Playfab Game server, or the third-party online/mobile store from which you install the Application or make payments) even if they are accessible through the App.

### **I. Revisions to this Privacy Policy**

Any information that is collected via the App is covered by the Privacy Policy in effect at the time that such information is collected. We may revise this Privacy Policy from time to time. When we do so, we will update the “Last Updated Date” above to indicate when those changes will become effective.

### **II. Collection and Use of Information**

#### **A. Information Collected or Received from You**

Our primary goals in collecting information are to provide and improve the App, to administer your use of the App, to enable you to enjoy and easily navigate the App, and to respond to your inquiries submitted via the App. To achieve these goals, we may collect information that can reasonably be used to directly or indirectly identify a person (hereinafter “Personal Information” or “PI”).

This information may include:

Contact Personal Information: Depending on how you choose to use the App, you may provide us with contact information such as your: name, email address, or telephone number.

Device Personal Information: We may also collect information regarding the type of device on which the App is used or downloaded, the operating system name and version of the device used to access the App, device manufacturer, App version accessed on your device, device ID, IP

address, geolocation data, usage information, and data about your interactions, use and experience with the App.

*Information Provided by Third Parties:* In certain instances, we may also acquire Personal Information about you from third parties with whom we have a business relationship.

### **III. How We Use Personal Data**

We use the data we collect to provide you with a rich, interactive user experience. In particular, we use data to:

- A. To provide and improve our App and its contents;
- B. To create and manage your account;
- C. To provide you with any information that you request from us;
- D. To fulfill the purposes for which you provide the information;
- E. To provide you with notices about changes to the App;
- F. To allow you to participate in interactive features of the App;
- G. In any other way we may describe when you provide the information;
- H. Perform any other functions that we believe in good faith are necessary to protect the security or proper functioning of the App and to prevent fraud and unauthorized use; and
- I. For any other purpose with your consent.

### **IV. Reasons We Share Personal Data**

We will not share any PI that we have collected from or about you with any third party except as described in this Privacy Policy.

#### Information Shared in Order to Provide our Services

We may share your PI to the extent necessary to provide the App. This includes, but is not limited to, updating, securing, and troubleshooting, as well as providing support.

#### Information Shared with Our Service Providers

We may engage third-party services providers to work with us to administer and support the App. These third-party services providers have access to your PI only for the purpose of performing services on our behalf. Examples include hosting our web servers, analyzing data, and providing customer service. These companies and individuals may be located in a country whose data protection legislation is different from your country, and they will have access to

your Personal Information only as necessary to perform their functions, but they may not share that PI with any other third party or use that data for any other purpose.

#### Information Disclosed in Connection with Business Transactions

We may disclose PI to a third party in the event of reorganization, merger, sale, joint venture, assignment, transfer, or other disposition of all or any of our business, assets, or stock, including in connection with bankruptcy or similar proceedings.

#### Information Disclosed for Our Protection and the Protection of Others

We may disclose your PI if legally required to do so, pursuant to a request from a governmental entity, or if we believe in good faith – after considering your privacy interests and other factors – that such action is necessary to:

- A. Conform to legal requirements or comply with legal processes (including subpoenas);
- B. Enforce or apply our terms of use and other agreements;
- C. Protect our property rights, rights and safety of property, rights and safety of a third party, our affiliated companies, or the public in general; or
- D. Stop any activity that we consider to be illegal, unethical, or legally actionable.

#### Information Disclosed to Others in Accordance with Your Preferences

We may disclose your PI to other users of the App or third parties to the extent that you consent to such disclosure.

### **V. Your Choices About Your Personal Information**

We respect the choices that you make regarding your privacy and therefore provide you with the following options in relation to your PI. You may request to opt out of receiving correspondence, emails, or other communications from us. You may also request to delete or terminate your account. Upon such a request, we will take steps to remove your information from our active databases. You may make these requests either by accessing your account settings within the App or by contacting us at [blackhorizon@sonalysts.com](mailto:blackhorizon@sonalysts.com).

### **VI. Security**

We take reasonable administrative, physical and electronic measures to safeguard your Personal Information from unauthorized access or inappropriate use by third parties. Please be aware, however, that no method of transmitting and storing information over the internet is completely secure. Accordingly, we cannot guarantee the absolute security of any information and you should ensure that you do not post sensitive information to the App.

### **VII. Data Retention**

Except as otherwise permitted or required by applicable law or regulation, we will only retain your personal information for as long as necessary to fulfill the purposes we collected it for, including for the purposes of satisfying any legal, accounting, or reporting requirements.

### **VIII. Children's Privacy**

Our App is not intended to be used by individuals who are under the age of 13. We do not knowingly collect PI from children under 13. If we become aware that a child under the age of 13 has provided us with PI, we will take steps to delete such information. If you become aware that a child under the age of 13 has provided us with PI, please contact us at the email address provided below.

### **IX. Changes to this Privacy Policy**

We may change and update this Privacy Policy from time to time, including materially changing the use made of Personal Information described herein.

### **X. How to Contact Us**

If you have any questions about this Privacy Policy or about our privacy and data security practices for the App, please contact us [blackhorizon@sonalysts.com](mailto:blackhorizon@sonalysts.com).

## **XI. Your Rights as a California Resident**

### Scope of this Privacy Notice

This privacy notice describes the Personal Information we collect or process about California residents in connection with our App, how we use, share, and protect that Personal Information, and what your rights are concerning Personal Information that we collect or process.

In this privacy notice, “Personal Information” has the same meaning as under the California Consumer Privacy Act (CCPA), California Civil Code Section 1798.83: information that identifies, relates to, describes, is reasonably capable of being associated with, or could reasonably be linked, directly or indirectly, with a particular consumer or household. Personal Information does not include information that has been de-identified or aggregated.

### Personal Information We Collect and Share, and For What Purpose

In the past 12 months, we have collected and/or shared the following Personal Information of visitors when they interact with our App, as described in detail above:

- 1) Information Collected or Received from You;
- 2) Information Shared in Order to Provide our Services;
- 3) Information Shared with Our Service Providers;
- 4) Information Disclosed in Connection with Business Transactions;
- 5) Information Disclosed for Our Protection and the Protection of Others; and
- 6) Information Disclosed to Others in Accordance with Your Preferences.

As described in detail above, we use your Personal Information for a variety of purposes to operate, assess activity on, and improve the performance of our App, including the following:

- 1) To provide and improve the App and its contents;
- 2) To create and manage your account;
- 3) To provide you with information that you request from us;
- 4) To fulfill the purposes for which you provide the information;
- 5) To provide you with notices about changes to the App;
- 6) To allow you to participate in interactive features of the App;
- 7) In any other way we may describe when you provide the information; and

- 8) To perform any other functions that we believe in good faith are necessary to protect the security or proper functioning of the Services and to prevent fraud and unauthorized use

Except as described in detail above, we will not share with third parties information about you without your consent.

We do not share your Personal Information with third parties for third party marketing purposes without your consent.

#### Your Rights as a California Resident

Under California law, users who are California residents have specific rights regarding their Personal Information. These rights are subject to certain exceptions described below. When required, we will respond to most requests within 45 days unless it is reasonably necessary to extend the response time.

#### Right to Disclosure of Information

You have the right to request that we disclose certain information regarding our practices with respect to Personal Information. If you submit a valid and verifiable request and we confirm your identity and/or authority to make the request, we will disclose to you any of the following at your direction:

- 1) The categories of Personal Information we have collected about you in the last 12 months.
- 2) The categories of sources for the Personal Information we have collected about you in the last 12 months.
- 3) Our business or commercial purpose for collecting that Personal Information.
- 4) The categories of third parties with whom we share that Personal Information.
- 5) The specific pieces of Personal Information we collected about you.
- 6) If we disclosed your Personal Information to a third party for a business purpose, a list of the Personal Information types that each category of recipient received.

#### Right to Delete Personal Information

You have the right to request that we delete any of your Personal Information collected from you and retained, subject to certain exceptions. Upon receiving a verified request to delete your Personal Information, we will do so unless otherwise authorized by law.

### How to Exercise these Rights

You may submit a verifiable consumer request to us for disclosure or deletion of Personal Information by clicking here [blackhorizon@sonalysts.com](mailto:blackhorizon@sonalysts.com). We will respond to verifiable requests for disclosure or deletion of Personal Information free of charge, within 10 days of receipt.

In order to protect your privacy and the security of your information, we verify consumer requests by matching Personal Information that you provide with information in our possession, in order to confirm your identity. Any additional information you provide will be used only to verify your identity and not for any other purpose.

You may designate an authorized agent to make requests on your behalf. You must provide an authorized agent written permission to submit a request on your behalf, and we may require that you verify your identity directly with us. Alternatively, an authorized agent that has been provided power of attorney under Probate Code sections 4000-4465 may submit a request on your behalf.

### Right to Opt Out of Sales of Your Personal Information

You have a right to opt out of the sale of your Personal Information. You may, at any time, direct businesses that sell your Personal Information to third parties not to sell your Personal Information.

We do not sell your Personal Information and therefore do not provide any mechanism for you to exercise the right to opt out.

### Right to Non-Discrimination

You have the right not to be discriminated against for the exercise of your California privacy rights described above.