

Snapwave Privacy Policy

Last modified: 1/2/17

Introduction

Expressionality Inc. ("**Company**" or "**We**") respects your privacy and is committed to protecting it through our compliance with this policy.

This policy describes the types of information we may collect from you or that you may provide when you visit the website www.Snapwave.co (our "**Website**") or when you download, install, register with, access or use the Snapwave app (the "**App**" and together with the Website the "**Services**") and our practices for collecting, using, maintaining, protecting and disclosing that information.

This policy applies to information we collect:

- On the Website or in the App
- In e-mail, text fields, messages, and other electronic messages between you and this Website or App.
- Through the App, which provides dedicated non-browser-based interaction between you, the Website, our servers, and any third-party APIs.

It does not apply to information collected by:

- us offline or through any other means, including on any other website operated by Company or any third party (including our affiliates and subsidiaries); or
- any third party (including our affiliates and subsidiaries), including through any application or content that may link to or be accessible from the Website or the App.

Please read this policy carefully to understand our policies and practices regarding your information and how we will treat it. If you do not agree with our policies and practices, your choice is not to use our Services. By accessing or using the Services, you agree to this privacy policy. This policy may change from time to time. Your continued use of the Services after we make changes is deemed to be acceptance of those changes, so please check the policy periodically for updates.

Children Under the Age of 13

The Services are not intended for children under 13 years of age, and we do not knowingly collect personal information from children under 13. If we learn we have collected or received personal

information from a child under 13 without verification of parental consent, we will delete that information. If you believe we might have any information from or about a child under 13, please contact us at hello@snapwave.co.

Information We Collect About You and How We Collect It

We collect several types of information from and about users of our Website and App, including information:

- by which you may be personally identified, such as name, username, e-mail address, device UDID number, Spotify, Apple Music, Deezer, or Instagram log-in credentials, social media login credentials, etc. ("**personal information**");
- that is about you but individually does not identify you, such as your music tastes, preferences, behaviors within the app, demographics; and/or your geographical location.
- about your internet connection, the equipment you use to access our Website and App and usage details.

We collect this information:

- Directly from you when you provide it to us.
- Automatically as you navigate through the Website and the App. Information collected automatically (not including the information possibly collected by the App automatically highlighted in a separate section below) may include usage details, IP addresses and information collected through cookies, web beacons and other tracking technologies.
- From third parties, for example, our business partners.

Information You Provide to Us. The information we collect on or through our Website and App may include:

- Information that you provide by filling in forms on our Website or interacting with the App. This includes information provided at the time of registering to use our Website or App, subscribing to our service, selecting your preferences as it relates to our service, or requesting further services. We may also ask you for and collect information when you report a problem with our Website or App, or when you submit feedback to us in any form.
- Your activity within the Snapwave website or app; including but not limited to search queries you perform, media you contribute (including but not limited to images and songs), songs you listen to, content you engage with, user accounts you engage with, quality of interaction with image or music content, social shares, and music preferences.

- Records and copies of your correspondence (including e-mail addresses), if you contact us.
- Your responses to surveys that we might ask you to complete for research purposes.

You also may provide information or media to be published or displayed (hereinafter, "**posted**") on public areas of the Website or the App, or transmitted to other users of the Website and or App or third parties (collectively, "**User Contributions**"). Your User Contributions are posted on and transmitted to others at your own risk. Although we limit access to certain pages, please be aware that no security measures are perfect or impenetrable. Additionally, we cannot control the actions of other users of the Website or App with whom you may choose to share your User Contributions. Therefore, we cannot and do not guarantee that your User Contributions will not be viewed by unauthorized persons.

Automatic Information Collection And Tracking By the Services.

When you download, access and use the App or visit the Website, it may use technology to automatically collect:

- **Usage Details.** When you access and use the App, we may automatically collect certain details of your access to and use of the App, including traffic data, location data, logs and other communication data and the resources that you access and use on or through the App.
- **Device Information.** We may collect information about your mobile device and internet connection, including the device's unique device identifier, IP address, operating system, browser type, mobile network information and the device's telephone number.
- **Stored Information and Files.** The App also may access metadata and other information associated with other files stored on your device. This may include, for example, photographs, audio and video clips, personal contacts and address book information.
- **Location Information.** This App collects limited real-time information about the general location of your device.

If you do not want us to collect this information do not download the App or delete it from your device.

Usage Details, IP Addresses And Cookies/, Cookies and Other Technologies.

As you navigate through and interact with our Website and App, we may automatically collect certain information about your equipment, browsing actions and patterns, including:

The information we collect automatically is statistical data and does not identify any individual. It helps us to improve our Website and App, allowing us to deliver a better and more personalized service by enabling us to:

- Estimate our audience size and usage patterns.
- Store information about your preferences, allowing us to customize our Website and App according to your individual interests and tastes.
- Speed up your searches and customize your content delivery experience.
- Recognize you when you return to our Website or App.

The technologies we use for this automatic data collection may include:

- **Cookies (or browser cookies).** A cookie is a small file placed on the hard drive of your computer. You may refuse to accept browser cookies by activating the appropriate setting on your browser. However, if you select this setting you may be unable to access certain parts of our Website. Unless you have adjusted your browser setting so that it will refuse cookies, our system will issue cookies when you direct your browser to our Website.
- **Flash Cookies.** Certain features of our Website may use local stored objects (or Flash cookies) to collect and store information about your preferences and navigation to, from and on our Website. Flash cookies are not managed by the same browser settings as are used for browser cookies. For information about managing your privacy and security settings for Flash cookies.
- **Web Beacons.** Pages of our the Website [and our e-mails] may contain small electronic files known as web beacons (also referred to as clear gifs, pixel tags and single-pixel gifs) that permit the Company, for example, to count users who have visited those pages or [opened an e-mail] and for other related website statistics (for example, recording the popularity of certain website content and verifying system and server integrity).

In connection with the use of the Services, we do not collect personal information automatically, but we may tie this information to personal information about you that we collect from other sources or that you provide to us.

Third-party Use of Cookies and Other Tracking Technologies.

When you use the Website or the App or their content, certain third parties may use automatic information collection technologies to collect information about you or your device. These third parties may include:

- Analytics companies.
- Your mobile device manufacturer.
- Your mobile service provider.
- On-demand streaming service partners, such as Spotify.
- Photo-content partners, such as Instagram.
- Music sub-licensors for music use reports and royalty tracking.

These third parties may use tracking technologies to collect information about our users. This may include information about users' use of the Snapwave App, the Website and other apps and websites to serve them interest-based or behavioral advertising. We do not control these third parties' tracking technologies or how they may be used.

If you have any questions about an advertisement, you should contact the responsible advertiser directly. For information about how you can opt out of receiving targeted advertising from many providers, see "How We Use and Disclose Your Information."

How We Use Your Information

We use information that we collect about you or that you provide to us, including any personal information:

- In order to build, improve and maintain your tastes and preferences profile so as to provide you with the most personalized and relevant experience possible on Snapwave.
- In order to provide you with the App and Website and their contents, and any other information, products or services that you request from us.
- In order to fulfill any other purpose for which you provide it.
- In order to provide you with notices about your account/subscription, including expiration and renewal notices, and usage reports.
- In order to notify you about changes to our Website or updates to the App or any products or services we offer or provide through it.
- In order to allow you to participate in interactive features in our app or on our website.
- In any other way we may describe when you provide the information.
- For any other purpose with your consent.

We may also use your information to contact you about our own and third-parties' goods and services that may be of interest to you. If you do not want us to use your information in this way, please check the relevant box located on the form on which we collect your data, or when possible adjust your user preferences in your account profile.

Disclosure of Your Information

We may disclose aggregated information about our users, and information that does not identify any individual, without restriction.

We may disclose personal information that we collect or you provide as described in this privacy policy:

- To our subsidiaries and affiliates.
- To contractors, service providers and other third parties we use to support our business and who are bound by contractual obligations to keep personal information confidential and use it only for the purposes for which we disclose it to them.
- To a buyer or other successor in the event of a merger, divestiture, restructuring, reorganization, dissolution or other sale or transfer of some or all of Expressionality Inc.'s assets, whether as a going concern or as part of bankruptcy, liquidation or similar proceeding, in which personal information held by Expressionality Inc. about our Website users is among the assets transferred.
- To third parties to market their products or services to you if you have not opted out of these disclosures.
- To fulfill the purpose for which you provide it. For example, if you give us an e-mail address to use the "e-mail a friend" feature of our Website or App, we will transmit the contents of that e-mail and your e-mail address to the recipients.
- For any other purpose disclosed by us when you provide the information.
- With your consent.

We may also disclose your personal information:

- To comply with any court order, law or legal process, including to respond to any government or regulatory request.
- To enforce or apply our terms of use <http://snapwave.co/tos> and other agreements, including for billing and collection purposes.

- If we believe disclosure is necessary or appropriate to protect the rights, property, or safety of Expressionality Inc., our customers or others. [This includes exchanging information with other companies and organizations for the purposes of fraud protection and credit risk reduction.]

Your California Privacy Rights

California Civil Code Section § 1798.83 permits users of our Website that are California residents to request certain information regarding our disclosure of personal information to third parties for their direct marketing purposes. To make such a request, please send an e-mail to hello@snapwave.co.

Data Security

We have implemented measures designed to secure your personal information from accidental loss and from unauthorized access, use, alteration and disclosure. All information you provide to us is stored on our secure servers behind firewalls. Should we one day take any payment transactions, all information will be encrypted using SSL technology. The safety and security of your information also depends on you. Where we have given you (or where you have chosen) a password for access to certain parts of our Website, you are responsible for keeping this password confidential. We ask you not to share your password with anyone. The information you share in public areas of the website or app may be viewed by any user. Unfortunately, the transmission of information via the internet is not completely secure. Although we do our best to protect your personal information, we cannot guarantee the security of your personal information transmitted to our Website. Any transmission of personal information is at your own risk. We are not responsible for circumvention of any privacy settings or security measures contained on the Website.

Changes to Our Privacy Policy

It is our policy to post any changes we make to our privacy policy on this page with a notice that the privacy policy has been updated on the Website home page. If we make material changes to how we treat our users' personal information, we will notify you by e-mail to the primary e-mail address specified in your account and/or through a notice on the Website home page, or through a push notification within the app. The date the privacy policy was last revised is identified at the top of the page. You are responsible for ensuring we have an up-to-date active and deliverable e-mail address for you, and for periodically visiting our Website and this privacy policy to check for any changes.

Contact Information

To ask questions or comment about this privacy policy and our privacy practices, contact us at: hello@Snapwave.co