

## Privacy Policy

The following privacy policy applies only to non-EU citizens, to continue to read the Privacy Policy that applies to the citizens of the EU in accordance with the General Data Protection Regulation (GDPR)

click here:

<https://www.netsparkmobile.com/dist/netspark/privacy.eu.pdf>

This is the privacy policy (“**Privacy Policy**”) that governs how we, NetSpark Ltd. (“**NetSpark**”, “**we**”, “**our**” or “**us**”), use Personal Information (defined below) that we collect, receive and store about individuals in connection with the use of: (i) the websites *www.netsparkmobile.com*, *search.clearch.org*, *www.netspark.com* (together with their sub-domains, content and services, collectively referred to hereafter as the “**Site**”); and (ii) the Netspark mobile software application (the “**App**”). The Site, the App and the filtering services provided thereunder, are individually and collectively referred to herein as the “**Services**”.

1. **Introduction.** We have implemented this Privacy Policy because privacy is important to us. This Privacy Policy explains our online information practices and the choices you can make about the way Personal Information is collected and used in connection with the Services. “**Personal Information**” means any information that may be used, either alone or in combination with other information, to personally identify an individual, including, but not limited to, a first and last name, an email address, or other contact information.
2. **Terms of Use and EULA.** This Privacy Policy forms part of our Terms of Use which is available at <https://www.netsparkmobile.com/dist/netspark/usage.en.pdf> (“**Terms**”) and the App’s End User License Agreement which can be viewed from within the App (“**EULA**”). Any capitalized but undefined term in this Privacy Policy shall have the meaning given to it in the Terms.
3. **Consent and Modification.** You are not legally obligated to provide us Personal Information, and you hereby confirm that providing us Personal Information is at your own free will. By using the Services, you consent to the terms of this Privacy Policy and to our collection, processing and sharing of Personal Information as set forth in this Privacy Policy. If you do not agree to this Privacy Policy, please do not access or otherwise use the Services. We reserve the right, at our discretion, to change this Privacy Policy at any time. Such change will be effective ten (10) days following posting of the revised Privacy Policy on the Site, and your continued use of the Services thereafter means that you accept those changes.
4. **Children Privacy.** The Services are not structured to attract children under the age of 13 years. However, there may be cases where, as per your request, the Services will be provided with respect to a device that is generally operated by your child who is a minor (the “**Child**”) and certain Personal Information relating to the Child may be collected by us. In such case, you hereby confirm and undertake that you, as the parent or legal guardian of the Child, agree to the collection, use and transfer of Personal Information regarding the Child in accordance with this Privacy Policy.
5. **What Personal Information We Collect and How We Collect It.** We do not currently require you to provide Personal Information in order to have access to general information available on the Site. But, we do receive and/or collect Personal Information from you in the following ways:
  - 5.1. **Account.** In order to use certain functionality that we offer via the Service, you may be required to create an account (“**Account**”). If you create an Account you will be required to provide us with certain information, such as your- name, e-mail address, phone numbers, as well as a password that you will use for your Account. We may also request you to provide additional Personal Information as part of the Account registration process and in the course of defining the Account settings. We may also collect certain information in connection with your ongoing use of your Account and/or use of the Services such as user's preferences, interests and favorites. You may use our "remote device control" in order to connect to your user account from other devices in order to change the configuration, the definitions and details include in your Account.
  - 5.2. **‘Contact Us’ Information.** If you contact us, whether by submitting an online form that we make available or by sending an email to an email address that we display on the Site or in the App, you may be required to provide us with certain information such as your name and email address.
  - 5.3. **Location Data.** We may provide certain location-based services (“**Location Services**”) in connection with

the App that are dependent on data related to the geographic location of the device on which the App is installed (Respectivarly, the "**Device**" and "**Location Data**"). If you choose to participate in these

Location Services, you agree that we may collect or obtain the Device's Location Data. You should be able to use the settings on the Device to turn off location-sharing features.

- 5.4. **Purchases.** The Site and/or App may include the option to purchase certain products or services from us. If you choose to make a purchase we will require sufficient information from you to complete the transaction. We may use the tools, software or services of third-party service providers to process transactions on our behalf, in which case you acknowledge and agree to review and be bound by the terms of use and privacy policy of said third-party service provider.
- 5.5. **Log Files.** We may make use of log files. The information inside the log files includes internet protocol (IP) addresses, type of browser, date/time stamp, referring/exit pages, filtering actions, clicked pages and any other information your browser may send to us. We may use such information to analyze trends, administer the Services, track user's movement around the Services, and gather demographic information.
- 5.6. **Mobile Device Data.** We may collect limited information from the Device for the purpose of providing the App and its functionality. Such information may include the Device type, Device ID, date and time stamps of App use, Device event information such as crashes, system activity, hardware settings, browser type, browser language, the date and time of your request activity and requested URL. In addition, we may deploy tracking technologies within the App to help us gather aggregate statistics, but we will not use Personal Information for such purposes.
- 5.7. **Installed Applications.** We may collect information about the applications which are installed in the Device in order to provide our services.
- 5.8. **Content.** To the extent that you have expressly agreed to provide us such data, we may collect certain content (including pictures) received in the Device and/or created and/or stored in the Device in order to provide you Services that you have subscribed to. You are able to determine and change the scope of the content that we will collect by adjusting your account settings and/or the Application settings. To the extent that any content that will be collected by us is third party content, you hereby warrant and represent that you have all required consents and approvals, to the extent required, in order to transfer to us and enable us to use such content as set forth in this Privacy Policy, and you shall indemnify us against any third party's claim that is based on our receipt or use of the content.
- 5.9. **Telephone Log Information.** To the extent that you have expressly agreed to provide us such data, we may collect and process certain information regarding phone calls received and/or sent by the Device, in order to provide our services.
- 5.10. **Cookies and Other Tracking Technologies.** Our Services may utilize "cookies", anonymous identifiers and other tracking technologies in order for us to provide our Services, to present you with information that is customized for you and improve your user experience while using the Services. A "cookie" is a small text file that may be used, for example, to collect information about activity on the Services and to recall certain information previously provided (such as for the purpose of identify you upon your entrance to the Service). Certain cookies and other technologies may serve to recall Personal Information, such as an IP address, previously indicated by a user. Most browsers allow you to control cookies, including whether or not to accept them and how to remove them. You may set most browsers to notify you if you receive a cookie, or you may choose to block cookies with your browser.
- 5.11. **Google Analytics.** The Site may use a tool called "Google Analytics" to collect information about use of the Service. Google Analytics collects information such as how often users visit the Service, what pages they visit when they do so, and what other sites they used prior to coming to the Service. We use the information we get from Google Analytics to maintain and improve the Service and our products. We do not combine the information collected through the use of Google Analytics with personally identifiable information. Google's ability to use and share information collected by Google Analytics about your visits to and use of the Service is restricted by the Google Analytics Terms of Service, available at <http://www.google.com/analytics/terms/us.html>, and the Google Privacy Policy, available at <http://www.google.com/policies/privacy/>. You may learn more about how Google collects and processes data specifically in connection with Google Analytics at <http://www.google.com/policies/privacy/partners/>. You may prevent your data from being used by Google Analytics by downloading and installing the Google Analytics Opt-out Browser Add-on, available at <https://tools.google.com/dlpage/gaoptout/>.

## **6. How we use information we collect**

We may use Personal Information that we collect as set forth above in the following ways:

- 6.1. To provide our Services, to operate and improve our App and Site and the services included thereunder and to develop new services.
- 6.2. To communicate with you in connection with the Services and certain services that you may have registered for, and to identify and authenticate your access to the parts of the Services that you are authorized to access.
- 6.3. We may use your designated email address or your mobile phone number to: (i) send you certain service related communications such as welcome letters, billing reminders, information on technical service issues and security announcements (ii) to notify you of future changes or updates and to (iii) respond to a support or administrative request (for example, to change your password).
- 6.4. In order to offer you a more consistent and personalized experience in your interactions with us and our Services, we may supplement the information we collect under this Privacy Policy with information obtained from our affiliates (“**Netspark Group**”) that also provide you certain services.

## **7. The Way We May Share Personal Information**

We may share Personal Information in the following cases:

- 7.1. We may share Personal Information with our local and foreign affiliates and subsidiaries that are included in the Netspark's group for the purpose of assist us to process the Personal Information and to provide our Services.
  - 7.2. We may share Personal Information with our third party service providers and partners, in order to assist us with our business operations and to provide our Services to you and other users. Such information may be transferred to other countries. We use commercially reasonable efforts to only engage or interact with third party service providers and partners that post a privacy policy governing their processing of Personal Information.
  - 7.3. To the extent that you have registered to our Services via a managed services provider (the "**Manager**"), and have requested to provide access to your Account to such Manager, we may share Personal Information with such Manager.
  - 7.4. We may share Personal Information if we have a good-faith belief that access, use, preservation or disclosure of the information is reasonably necessary to: (i) meet any applicable law, regulation, legal process or enforceable governmental request; (ii) enforce the Terms of Service or EULA, including investigation of potential violations; (iii) detect, prevent, or otherwise address fraud, security or technical issues.(iv) Protect against harm to the rights, property or safety of NetSpark, our users or the public as required or permitted by law.
- 8. Use of Anonymous Information.** We may use Anonymous Information (as defined below) or disclose it to third party service providers in order to improve our Services and enhance your experience with the Services. We may also disclose Anonymous Information (with or without compensation) to third parties, including advertisers and partners. “**Anonymous Information**” means information which does not enable identification of an individual user, such as aggregated information about the use of our Services.
- 9. Security.** The security of Personal Information is important to us. We follow generally accepted industry standards, including the use of appropriate administrative, physical and technical safeguards, to protect the Personal Information including encryption of the data. However, no method of transmission over the Internet, or method of electronic storage, is 100% secure. Therefore, while we strive to use reasonable acceptable means to protect your Personal

Information, we cannot guarantee its absolute security or confidentiality. If you have any questions about security on the Service, you can contact us at [support@netsparkmobile.com](mailto:support@netsparkmobile.com).

- 10. Opting Out.** You may choose not to receive future promotional, advertising, or other Services-related emails from us by selecting an unsubscribe link at the bottom of each email that we send. Please note that even if you opt out of receiving the foregoing emails, we may still send you a response to any “Contact Us” or other support or administrative request generated by you (for example, in connection with a password reset request) that are necessary to facilitate your use of the Services.
- 11. Choice.** At all times, you may choose whether or not to provide or disclose or enable the disclosure of Personal Information. If you choose not to provide mandatory Personal Information, you may still visit parts of the Services but you may be unable to access certain options, programs, offers, and services that involve our interaction with you.
- 12. Merger, Sale or Bankruptcy.** In the event that we are acquired by or merged with a third party entity, or in the event of bankruptcy or a comparable event, we reserve the right to transfer or assign Personal Information in connection with the foregoing events.
- 13. Commitment.** We are committed to protecting your privacy. Protecting your privacy online is an evolving area, and we are constantly evolving our Service to meet these demands. If you have any comments or questions regarding our Privacy Policy, or your Personal Information that we may be storing and using, please contact us at [support@netsparkmobile.com](mailto:support@netsparkmobile.com).