

QUBITO Privacy Policy

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Qubito Inc. (a Delaware corporation) ("**Qubito**", "**we**", "**us**", or "**our**") operates www.qubito.com and www.qubibox.com (collectively referred to as the "**Sites**" or to any single one as the "**Site**") and provides users (each user, "**you**") with means to download the QubiBox software application for storing and managing your personal data for any private purpose ("**QubiBox app**" or the "**App**"), to purchase the QubiBox or other hardware device (the "**QubiBox**" or the "**Device**", and collectively the "**Devices**") and to access any number of related services (the "**Services**").

When you use any service available at our Site(s), download the App or other material, buy the Device(s) at the Qubito Store or other authorized online store, use the Device(s) to enable specific functions of the App, access any part of our website or use the Services, you agree that you have read, understood, and agreed to this Privacy Policy and that we may transfer and store your information in the United States. Please note that if you disagree with anything in this Privacy Policy, you must not use the Sites or App or Services or provide personal information to us in connection with our products or services.

1. PERSONAL, REGISTRATION, AND AUTHENTICATION INFORMATION AND DATA

1.1 "Personal Information" means any information relating to an identified or identifiable natural person (you); an identifiable natural person is one who can be identified, directly or indirectly, in particular by reference to an identifier such as a name, an identification number, location data, an online identifier or to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of that natural person;

1.2 "Registration Personal Information" can be, as a matter of example, the name and email address you provide when you register with the App, your computer or mobile device identifiers, the connection logs and related location data, as well as the Device serial you may be using when registering with the App to our Services.

1.3 "Authentication Personal Information" are the Login Password and the Power Password strings and their cryptographic derivatives that are used to authenticate (verify) that it is actually you who is using the App and Device. The Authentication Personal Information you store within the App is encrypted and cannot be accessed by Qubito as only you hold both the information and keys to deciphering it.

1.4 "Personal Information Data" are all the types of information that you may enter during standard usage of the App. As a matter of example, this data may include, but are not limited to, name, surname, address, birth date, place of birth, e-mails, telephone numbers, ID card number, passport number, driver's license number, social security number; employer, job title, job address; Third Party Account Information and other website connection credentials (e.g., user name, password); Bank account and payment card information (e.g., type, number, expiration date, PIN, security code, billing address, etc.), database and Third Party Device setup and connection credentials (e.g. wireless router SSID and password).

1.5 When you use the App we automatically collect some usage information and technical data. This information is fully anonymized and we cannot link it to any person. You can opt-out at any time from our collection of anonymous usage information by selecting this choice in the App settings.

1.6 When you use the App and Services, and in particular when you first install and use the App, you agree to the terms of this Privacy Policy and the collection, processing, use and disclosure by Qubito and its service providers, of the Personal Information that you enter into the App and that is collected while you use the App and the Sites.

2. HOW WE USE THE INFORMATION WE COLLECT AND RECEIVE

2.1. Qubito keeps no record of your Login Password and Power Password, and it has no way to recover them from the App. Should you forget your Login Password and Power Password we will have no way to assist you or any third party in recovering the Personal Information Data managed with the App.

2.2 Qubito may only have access to your Registration Personal Information, the IP address, Operating System version and language, and a unique identifier of the computers and mobile devices where you have installed and used the App. All other Personal Information that you enter into the App is encrypted and can only be accessed by you. Qubito processes your Registration Personal Information to communicate with you, in connection with the provision of the services made available through the App and Services as well as other similar services that could be provided to you by Qubito. We may use the Registration Personal Information to provide to you marketing information relating to third parties' products and services, provided you have consented to such communications. We may also use your personal information to tailor your experience at our Sites, to compile and display content and information that we think you might be interested in, and to provide you with content according to these preferences. Qubito may also use this information to help us understand our customers' needs and interests, to better tailor our products and services to meet your needs.

Some specific examples of how we use the information:

- Create and administer your account
- Send you an order confirmation
- Facilitate and improve the usage of the services you have ordered
- Assess the needs of your business to determine suitable products
- Send you product updates, marketing communication, and service information
- Respond to customer inquiries and support requests
- Conduct research and analysis
- Display content based upon your interests
- Analyze data, including through automated systems and machine learning to improve our services and/or your experience
- Provide you information about your use of the services and benchmarks, insights and suggestions for improvements

2.3 If you enter your e-mail address on our Site, we will use it to communicate with you about our Services. For the purpose of using the App, the only type of Personal Information that must be communicated to Qubito is your name and the e-mail address you provide upon registration.

2.4 When you enter Personal Information Data into the App, it will be stored on your computer or mobile device in an encrypted format, constituting your Encrypted Personal Information Data. The App will never send your Encrypted Personal Information Data to the Qubito web site or the Qubito data centers, or to any other Third Party or external storage device, with the only exception of the QubiBox which you can purchase separately, and you can link with the App installed on your computers or mobile devices for data transfer, storage, synchronization and backup only after entering your Authentication Personal Information. For more information, please visit www.qubibox.com and read the Qubito Terms of Use, located at <https://qubibox.com/terms>.

2.5 If you invite someone through the App, Qubito will store the email address of the person you have invited and the message you have sent, to allow us to correctly attribute the invitation to you.

2.6 Qubito does not share your Personal Information with any third party other than as described in this Privacy Policy. **Your Encrypted Personal Information Data is encrypted and only you can decipher it. Moreover, since your Encrypted Personal Information Data is never sent to the Qubito web site or the Qubito data centers, neither Qubito nor its service providers can ever access your Encrypted Personal Information Data.**

2.7 If another company acquires our company, business, or our assets (including via bankruptcy), that company will possess the Registration Personal Information collected by us and will assume the rights and obligations regarding your Personal Information as described in this Privacy Policy.

2.8 To the extent permitted by law, we will disclose your information to government authorities or third parties if: (a) required to do so by law or regulation, or in response to a subpoena or court order or any other enforceable governmental request or order; (b) we believe in our sole discretion that disclosure is reasonably necessary to protect against fraud, to protect the property or other rights of us or other users, third parties or the public at large; or (c) we believe that you have abused the Sites by using them to attack other systems or to gain unauthorized access to any other system, to engage in spamming or otherwise to violate applicable laws; and/or (d) to investigate or assist in preventing any violation or potential violation of the law, this Privacy Policy, or our Terms of Service, located at <https://qubibox.com/terms>. You should be aware that, following disclosure to any third party, your information may be accessible by others to the extent permitted or required by applicable law.

2.9 Qubito operates primarily in the United States and as a result, the information we collect may be stored in the United States. Your Personal information may be transferred to, used, processed, or held by Qubito in the United States and in other countries, including countries outside of your country of residence and used for the purposes set out in this Privacy Policy.

3. INFORMATION FOR INDIVIDUALS LOCATED IN THE EUROPEAN UNION

3.1 Legal Basis for The Processing of Personal Information from EEA Residents

If you reside within the European Economic Area (EEA), our processing of your personal information will be legitimized as follows:

(i) Whenever we require your consent for the processing of your personal information such processing will be justified pursuant to Article 6(1) lit. (a) of the General Data Protection Regulation (EU) 2016/679 ("GDPR"). This article in the GDPR describes when processing can be done lawfully.

(ii) If the processing of your personal data is necessary for the performance of a contract between you and us or for taking any pre-contractual steps upon your request, such processing will be based on GDPR Article 6(1) lit. (b)."). If this data is not processed, we will not be able to execute the contract with you.

(iii) Where the processing is necessary for us to comply with a legal obligation, we will process your information on basis of GDPR Article 6(1) lit. (c), for example complying in the fields of employment law.

(iv) And where the processing is necessary for the purposes of Qubito's legitimate interests, such processing will be made in accordance with GDPR Article 6(1) lit. (f), for example to detect fraud.

3.2 Transferring Personal Data from the EU to the US

Qubito has its headquarters in the United States. Information we collect from you will be processed in the United States. The United States has not sought nor received a finding of "adequacy" from the European Union under Article 45 of the General Data Protection Regulation (EU) 2016/679 ("GDPR"). A finding of "adequacy" in short means that the European Commission has decided that this country outside the EEA ensures an adequate level of data protection. Qubito relies on derogations as set forth in Article 49 of the General Data Protection Regulation (EU) 2016/679 ("GDPR") as the United States has no "adequacy" decision and no other safeguards under the GDPR are in place (for example binding corporate rules on the transfer outside the EEA).

In particular, Qubito collects and transfers to the U.S. personal data only: with your explicit consent; to perform a contract with you; in a manner that does not outweigh your rights and freedoms. If this data is not processed and transferred, Qubito will not be able to execute the contract with you or you will not have access to any or all of the benefits and features associated with your transaction. Qubito endeavors to apply suitable safeguards to protect the privacy and security of your personal data and to use it only consistent with your relationship with Qubito and the practices described in this Privacy Policy. Qubito also minimizes the risk to your rights and freedoms by not collecting or storing Authentication Personal Information or Personal Information Data about you.

If you wish to confirm that Qubito is processing your personal data, or to have access to the personal data Qubito may have about you, please contact us at privacy@qubito.com.

3.3 European Union Data Subject Rights

The European Union's General Data Protection Regulation and other countries' privacy laws provide certain rights for data subjects (these are persons that can be identified).

This Privacy Policy is intended to provide you with information about what personal data Qubito collects about you and how it is used.

If you wish to confirm that Qubito is processing your personal data, or to have access to the personal data Qubito may have about you, or have other questions, please contact us via privacy@qubito.com.

You may also request information about: the purpose of the processing; the categories of personal data concerned; who else outside Qubito might have received the data from Qubito; what the source of the information was (if you did not provide it directly to Qubito); where the personal data is stored and how long it will be stored. You have a right to correct (rectify) the record of your personal data maintained by Qubito if it is inaccurate. You may request that Qubito erase that data or cease processing it, subject to certain exceptions. You may also ask Qubito for your personal data to be supplemented or updated, or for their transformation into anonymous format or to block any data held in violation of the law, as well as to oppose their treatment for any and all legitimate reasons. You may withdraw your consent for the processing of personal data or the further processing of personal data by Qubito at any time. You may also request that Qubito cease using your data for direct marketing purposes. In many countries (including EEA countries), you have a right to lodge a complaint with the appropriate data protection authority if you have concerns about how Qubito processes your personal data. When technically feasible, Qubito will - at your request - provide your personal data to you or transmit it directly to another controller. You have the right to receive your personal information in a structured and standard format.

In addition to the information contained in this Privacy Policy, you may be provided with additional and contextual information concerning particular services or the collection and processing of your personal data upon request.

Reasonable access to your personal data will be provided at no cost to Qubito members, conference attendees and others upon request made to Qubito via privacy@qubito.com. If access cannot be provided within a reasonable time frame, Qubito will provide you with a date when the information will be provided. If for some reason access is denied, Qubito will provide an explanation as to why access has been denied.

3.4 Data Storage and Retention.

Your personal data is stored by Qubito on its servers, and on the servers of the database management services Qubito engages, located in the United States. Qubito retains data for the duration of the customer's or member's business relationship with Qubito and otherwise as required under applicable law. Personal data will be kept for no longer than is necessary for the purposes for which your personal data are processed. We will retain your personal data as long as you are an Qubito member or require our services so that we can provide these services to you.

If you are located in the European Economic Area, at the moment you cancel your Qubito membership or withdraw your consent for the processing of your personal information, all your personal data received and stored are erased if no longer needed by us. Unless we are required to retain this personal data by law or to comply with our regulatory obligations. In such a case, we will only keep this personal data for as long as necessary. For more information on where and how long your personal data is stored, and for more information on your rights of erasure and portability, please contact our data privacy resource at privacy@qubito.com.

4. ACCESSING YOUR DATA

Our customers can always review, update or change personal information by contacting us via email at privacy@qubito.com. Qubito will also, when you request, provide you with information about whether we hold, or process on behalf of a third party, any of your personal information. Please contact us if you need assistance in reviewing your information. Qubito will respond to your access request to review the information we have on file for you within a reasonable time.

We may also collect information on behalf of our customers, to provide the services, and we may not have a direct relationship with the individuals whose personal data is processed. If you are a customer or end-user of one of our customers, please contact them (as the data controller) directly if: (i) you would no longer like to be contacted by them; or (ii) to access, correct, amend, or delete inaccurate data. If requested to remove data by our customer, we will respond within a reasonable timeframe.

We may transfer personal information to companies that help us provide our service, and when we do, these transfers to subsequent third parties are covered by appropriate transfer agreements. We will retain personal data we process on behalf of our customer as needed to provide services to our customer. Also, we will retain this personal information as necessary to comply with our legal obligations, resolve disputes, and enforce our agreements.

5. YOUR RIGHTS AND PREFERENCES

If you inform us that you want your personal data erased (if you are an EU resident), or that you no longer wish for us to communicate with you for marketing purposes, or to otherwise restrict Qubito's processing of your personal data, we may retain some basic information in order to avoid sending you unwanted materials in the future, and to keep a record of your request and our response.

5.1 To erase your personal data

This section shall apply to any personal data collected by Qubito from EU residents.

You have the right to obtain from us the erasure of personal data concerning you without undue delay and the we shall have the obligation to erase personal data without undue delay when your request is complied with Article 17(1) of the General Data Protection Regulation (EU) 2016/679 ("GDPR").

If you want your personal data erased, please send an email to: privacy@qubito.com.

5.2 To opt-out of marketing communications

If you want Qubito to stop communicating with you for marketing purposes, please send an email to privacy@qubito.com.

5.3 To restrict processing of your personal data

This section shall apply to any personal data collected by Qubito from EU residents.

You have the right to obtain from us restriction of processing when your request is complied with Article 18(1) of the General Data Protection Regulation (EU) 2016/679 ("GDPR").

If you want to otherwise restrict Qubito's processing of your personal data, please send an email to: privacy@qubito.com

6. ANALYTICS AND OTHER WEB SITE TECHNOLOGIES

Qubito is continuously improving our websites, services and products through the use of various third party web analytics tools, which help us understand how visitors use our websites, desktop and mobile applications, what they like and dislike, and where they may have problems. While we maintain ownership of this data, we do not share this type of data about individual users with third parties.

6.1 Geolocation and Other Data

We may utilize precise Geolocation data but only if you specifically opt-in to collection of that data in connection with a particular service. We also use information such as IP addresses to determine the general geographic locations areas of our visitors. The web beacons used in conjunction with these web analytics tools may gather data such as what browser or operating system a person uses, as well as, domain names, MIME types, and what content, products and services are reviewed or downloaded when visiting or registering for services at one of our websites or using one of our applications.

6.2 Google Analytics

We use Google Analytics as described in “How Google uses data when you use our partners' sites or apps.” (<https://policies.google.com/technologies/partner-sites>). You can prevent your data from being used by Google Analytics on websites by installing the Google Analytics opt-out browser add-on (<https://tools.google.com/dlpage/gaoptout>).

6.3 App Analytics

We use google analytics in app software to allow us to better understand the functionality of our software on your device. This software may record information such as how often you use the application, the events that occur within the application, aggregated usage, performance data, and where the application was downloaded from. We do not link the information we store within the analytics software to any personally identifiable information you submit within the mobile application.

7. PAYMENTS

Our store’s payment gateway is hosted on Global Payments Inc. They provide us with the online payment processor that allows us to sell our products and services to you.

Information security is one of their top priorities at Global Payments. Their goal is to provide a secure, robust and reliable payment processing service. Global Payments has been accredited with the Account Information Security (AIS) certification by VISA.

Global Payments is compliant with PCI DSS Version 3.2, the highest level of PCI compliance, and Global Payments was one of the first service providers in Europe to achieve this certification in November 2016. The Payment Card Industry Data Security Standard (“PCI DSS”) was established in 2004 as an industry-wide set of requirements and processes to help ensure that cardholders can make purchases confident in the knowledge that their credit card information will be protected from fraudsters.

Information is sent to Global Payments from us via the internet and they connect to financial institutions with whom they are fully certified and approved. All information that is transmitted to Global Payments over the internet is protected to ensure confidentiality. In addition to this confidentiality control all messages sent to and from their services are authenticated using digitally signed digests.

For more insight, you may also want to read Global Payments’ Terms of Service (<https://www.globalpaymentsinc.com/en-ie/accept-payments/ecommerce/terms-and-conditions>), Privacy Statement (<https://www.globalpaymentsinc.com/en-ie/accept-payments/ecommerce/privacy>) or Security Information (<https://www.globalpaymentsinc.com/en-ie/accept-payments/ecommerce/security>).

8. HOW TO CONTACT QUBITO AND MODIFY YOUR INFORMATION OR PREFERENCES

Questions regarding this Privacy Policy should be directed to Qubito’s data privacy resource: privacy@qubito.com. If you would like to modify the types of marketing email messages you receive from Qubito, you may do so by following the instructions within the body of any email message that you receive from us.

To help us keep your personal information up to date, or to request access to the personal information Qubito maintains about you, you may contact us at 128 Mott Street, Suite 508, New York, NY 10013, USA or by email to privacy@qubito.com.

9. CHILDREN

Qubito is a professional membership association and the Sites, Apps or Services are not directed to children under the age of 13. Qubito does not knowingly collect personally identifiable data from persons under the age of 13 of COPPA (The Children’s Online Privacy Protection Act). If you are a parent of a child under 13, and you believe that your child has provided us with information about him or herself, please contact us at privacy@qubito.com.

10. MISCELLANEOUS

10.1. When you connect to the Site from your computer or mobile device, we may send one or more cookies (small text files containing a string of characters) to your Internet browser. Such cookies may be of two types: (i) cookies enabling us to offer you a better experience when using the Site (Session ID cookies), and (ii) cookies enabling us to ensure that you have authorized the Internet browser you are using for the purpose of accessing our Site. These cookies are required for the use of the Site. We do not use any other type of cookies. Our Cookie policy, located at <https://qubibox.com/cookie-policy>.

10.2 Every time you visit the Site as a visitor or a registered user, Qubito may also collect some information both directly and using third party services, such as cookies, your computer's Internet Protocol (IP) address, requested pages or previously visited page. We may use this information to improve your experience on our website and applications. Please note that this information is not linked to Personal Identifiable Information (PII).

10.3 When you use or connect to a Qubito website or download a Qubito app for your computer or mobile by or through a Third Party Platform such as Facebook or other social networking site, you allow us to access and/or collect certain information from your Third Party Platform profile/account or via cookies placed on your device by such Third Party Platform, as permitted by the terms of the agreement and your privacy settings with the Third Party Platform. We may share such information with the Third Party Platform for their use as permitted by the terms of the agreement and your privacy setting with the Third Party Platform.

10.4 The security of your Personal Information is very important to us. We have implemented reasonable administrative, technical, and physical security measures to protect against the unauthorized access, destruction or alteration of your information. Despite our best efforts, however, no security measures are completely impenetrable.

10.5 If you choose to use the App, such use and any dispute over privacy is subject to this Privacy Policy and to our Terms of Service found at <https://qubibox.com/terms>.

11. CHANGES TO THIS POLICY

11.1 Should any changes be made to this Privacy Policy by Qubito, we will make a new copy available at the Site(s) and from within the App, and will also update the "Last Updated" date of the Privacy Policy. If any material changes are made to the Privacy Policy, we will notify you by sending you an e-mail to the last e-mail address you provided to us. We encourage you to periodically review this page for the latest information on our privacy policy. Continued use of the App, following notice of such changes shall indicate your acknowledgement of such changes and agreement to be bound by the terms and conditions of such changes.

11.2 You are responsible for updating your email address with us. If the last e-mail address that you provided us is not valid, or for any reason is not capable of delivering to you the notice described above, our dispatch of the e-mail containing such notice will constitute effective notice of the changes described in the notice.

11.3 If you do not agree to any change(s) after receiving notice of such change(s), you shall immediately stop using the App, the Sites and Services.