

# Privacy Policy

Effective as of January 3, 2018.

Our Privacy Policy governs the privacy terms of our App, sub-domains, and any associated web-based and mobile applications (collectively, "App"), as owned and operated by hz. Any capitalized terms not defined in our Privacy Policy, have the meaning as specified in our Terms of Service.

Your privacy is very important to us. Accordingly, we have developed this Policy in order for you to understand how we collect, use, communicate and disclose and make use of personal information. We use your Personal Information only for providing and improving the App. By using the App, you agree to the collection and use of information in accordance with this policy. Unless otherwise defined in this Privacy Policy, terms used in this Privacy Policy have the same meanings as in our Terms and Conditions, accessible at <https://github.com/hzintonation/hz>. The following outlines our privacy policy.

- Before or at the time of collecting personal information, we will identify the purposes for which information is being collected.
- We will collect and use personal information solely with the objective of fulfilling those purposes specified by us and for other compatible purposes, unless we obtain the consent of the individual concerned or as required by law.
- We will only retain personal information as long as necessary for the fulfillment of those purposes.
- We will collect personal information by lawful and fair means and, where appropriate, with the knowledge or consent of the individual concerned.
- Personal data should be relevant to the purposes for which it is to be used, and, to the extent necessary for those purposes, should be accurate, complete, and up-to-date.
- We will protect personal information by reasonable security safeguards against loss or theft, as well as unauthorized access, disclosure, copying, use or modification.
- We will make readily available to customers information about our policies and practices relating to the management of personal information.

## Your Privacy

hz follows all legal requirements to protect your privacy. Our Privacy Policy is a legal statement that explains how we may collect information from you, how we may share your information, and how you can limit our sharing of your information. We utilize the Personal Data you offer in a way that is consistent with this Personal privacy Policy. If you provide Personal Data for a particular reason, we could make use of the Personal Data in connection with the reason for which it was provided. For example, registration

info sent when developing your account, might be used to suggest products to you based on past acquisitions. We might use your Personal Data to offer access to services on the App and monitor your use of such services. hz may also utilize your Personal Data and various other personally non-identifiable info gathered through the App to assist us with improving the material and functionality of the App, to much better comprehend our users, and to improve our services. You will see terms in our Privacy Policy that are capitalized. These terms have meanings as described in the Definitions section below.

### **Definitions**

"Non Personal Information" is information that is not personally identifiable to you and that we automatically collect when you access our App with a web browser. It may also include publicly available information that is shared between you and others.

"Personally Identifiable Information" is non-public information that is personally identifiable to you and obtained in order for us to provide you within our App. Personally Identifiable Information may include information such as your name, email address, and other related information that you provide to us or that we obtain about you.

### **Information We Collect**

You control the amount and type of information you provide to us when using our App.

- **Audio**

When you use the mobile application, we may request permission to access your microphone or photo library. This is because, seeing as we provide intonation service to musicians, you need audio permissions to use our app. Granted, you can deny permissions – the app will may not be very useful. We only require audio access when the app is active, and you have full control over what the app records and does not record. Temporary, unsaved recordings are cleared when the user leaves the temporary recording page. For subscribers: we store recordings in a secure database, and only you can access them. When you delete them, they are deleted from the database as well. No data lasts for longer than you want it to. If not deleted by the user, the saved audio data can last for as long as the servers stand.

- **Recording Information**

When you save recordings to the database, we save not only the recording, but also information regarding this performance. This information includes but is not limited to: the base frequency and note calibrated to, plots of frequency data points, a time stamp, and the recording name. No personally identifiable information is saved, and all information is deleted when the recording is

deleted. If not deleted by the user, the saved recording data can last for as long as the servers stand.

- **Auto-Renewing Subscription**

When you purchase hz pro, you commit to an auto-renewing subscription of \$2.99 a month. This subscription can be cancelled at anytime, and the app can be used without subscribing, albeit with less features. Upon purchase, a transaction identifier is generated, linked to your apple id account. We use this transaction identifier to store data for your apple id account to avoid signups. It cannot be used to personally identify you as a user; we only use it to ensure that your saved data persists across all devices with the same apple id. We do not sell it or use your original transaction identifier in any other fashion. It simply provides a unique identifier for your apple id, and we store your data under that unique identifier. At anytime, you can cancel your subscription or delete all your data, and your transaction identifier will be cleared from our databases.

Under the Child's Online Privacy Security Act, no App operator can require, as a condition to involvement in an activity, that a child younger than 13 years of age divulge more details than is reasonably required. hz abides by this demand because we collect information willingly offered: recordings and recording information voluntarily saved in the databases.

## **How We Use Your Information**

We use the information we receive from you as follows:

- **Improving User Experience**

By saving recordings and information about recordings (when users decide) we allow users to refer to previous performances and view intonation from recordings at anytime in the future. That is the sole use of the data we collect.

- **Customizing Our App**

We may use the Personally Identifiable information you provide to us along with any computer information we receive to customize our App.

- **Sharing Information with Affiliates and Other Third Parties**

We do not sell, rent, or otherwise provide your Personally Identifiable Information to third parties for marketing purposes. We may provide your Personally Identifiable Information to affiliates that provide services to us with regards to our App (i.e. payment processors, App hosting companies, etc.); such affiliates will only receive information necessary to provide the respective services and will be bound by confidentiality agreements limiting the use of such information.

- **Data Aggregation**

We retain the right to collect and use any Non Personal Information collected from your use of our App and aggregate such data for internal analytics that improve our App and Service as well as for use or resale to others. At no time is your Personally Identifiable Information included in such data aggregations.

- **Legally Required Releases of Information**

We may be legally required to disclose your Personally Identifiable Information, if such disclosure is (a) required by subpoena, law, or other legal process; (b) necessary to assist law enforcement officials or government enforcement agencies; (c) necessary to investigate violations of or otherwise enforce our Legal Terms; (d) necessary to protect us from legal action or claims from third parties including you and/or other Members; and/or (e) necessary to protect the legal rights, personal/real property, or personal safety of ourselves, our Users, employees, and affiliates.

## **Security**

The security of your Personal Information is important to us, but remember that no method of transmission over the Internet, or method of electronic storage, is 100% secure. While we strive to use commercially acceptable means to protect your Personal Information, we cannot guarantee its absolute security. We utilize practical protection measures to safeguard against the loss, abuse, and modification of the individual Data under our control. Personal Data is kept in a secured database and always sent out by means of an encrypted SSL method when supported by your web browser. No Web or email transmission is ever totally protected or mistake cost-free. For example, email sent out to or from the App may not be protected. You must take unique care in deciding what info you send to us by means of email.

## **Privacy Policy Updates**

We reserve the right to modify this Privacy Policy at any time. You should review this Privacy Policy frequently. If we make material changes to this policy, we may notify you on our App, by a blog post, by email, or by any method we determine. The method we chose is at our sole discretion. We will also change the "Effective as of" date at the beginning of this Privacy Policy. Any changes we make to our Privacy Policy are effective as of this Last Updated date and replace any prior Privacy Policies.

## **Questions About Our Privacy Practices or This Privacy Policy**

We are committed to conducting our business in accordance with these principles in order to ensure that the confidentiality of personal information is protected and maintained. If you have any questions about our Privacy Practices or this Policy, please contact us.