

## **Privacy Policy**

### **Introduction**

Open Industrial, and our affiliates (collectively “Open Industrial”, “we”, “us”) care deeply about privacy, security, and online safety. This Privacy Policy (“Privacy Policy”) is designed to inform you about how we collect, use, and disclose your Personal Information (as defined below), and our commitment to using the Personal Information we collect in a transparent and respectful manner.

This Privacy Policy applies to “Personal Information” we obtain from individuals (“you”) through our website (collectively, our “Site”), products, and services (collectively, the “Services”), and from third party and publicly available sources, as further described below. Please read this Privacy Policy carefully before you start to use our Services, whether online or offline. When referenced in this Privacy Policy, the term “Personal Information” (i.e., Personal Data or other similar terms as defined by applicable law) includes any information that identifies, relates to, describes, is reasonably capable of being associated with, or could reasonably be linked, directly or indirectly, with a particular individual or household, including any information that is subject to applicable data protection laws.

Open Industrial is the controller (i.e., responsible party) for the Personal Information practices described in this Privacy Policy. However, we also provide and administer the Services on behalf of customers and act as a processor or service provider relative to such customers. This Privacy Policy may not apply in that regard and we recommend that you review the privacy policy of such third-party customers with whom you are dealing directly as they will be responsible for the handling of your Personal Information.

### **Categories of Personal Information We May Collect**

The types of Personal Information we collect about you depends on how you interact with us. Depending on the Services you use, the following are the categories and specific types of Personal Information that we may collect, or have collected in the preceding twelve months:

- **Contact Information/Identifiers**, including name, email address, postal address, phone number, username, business contact information, or other similar identifiers and account information.
- **Information Specific to the Services**, in certain instances, such as invoices, business and commercial communications, order status and history.
- **Device Information and Other Unique Identifiers**, device identifier, internet protocol (IP) address, or similar unique identifiers.
- **Internet or Other Network Activity**, including browsing or search history, and information regarding your interactions with our websites, mobile applications, emails, or advertisements.
- **Payment Information**, including credit or debit card number, or other financial information.
- **Sensitive Personal Information (where permitted and in accordance with applicable law)**: we do not collect Sensitive Personal Information.

If you do not provide us with certain Personal Information, we may not be able to fulfill the requested purpose of collection, such as to respond to your queries or request for customer service or to provide the full functionality of our Site or Services to you. However, unless otherwise specified, not providing your Personal Information will not result in legal or other consequences to you.

### **Sources of Personal Information**

We collect your Personal Information in the following ways, pursuant to applicable law:

- **Directly From You**, such as when you use our Services, create an account and profile with us; sign up with us to receive marketing communications; or otherwise reach out to us.
- **Other Sources**, including vendors and affiliates.

### **Use and Processing of Your Personal Information**

We use your Personal Information for the following business purposes (“Processing Purposes”) associated with our general business operations. We may collect your Personal Information for the following Processing Purposes:

- To provide you the Services.
- To enable you to access and use our websites.
- To communicate with you and to respond to your requests, questions, comments, and other inquiries.
- To understand what partner resources you use, if any, and to connect you to additional resources at your request.
- To send marketing and promotional materials, including information relating to our products, Services, sales, or promotions or those of a third party.
- To administer, maintain, evaluate, and improve our websites and Services, and to develop new products and services.
- To conduct research and analytics related to our websites and Services.
- To manage our business operations, perform our obligations and exercise our rights under any agreement that you or your organization has with us.
- For other purposes with your consent, or as otherwise permitted or required by applicable law.
- We use Personal Information to comply with our legal or regulatory obligations, to establish or exercise our rights, and to defend against a legal claim.
- We use Personal Information to detect, investigate, prevent, or take action regarding possible malicious, deceptive, fraudulent, or illegal activity, including fraudulent transactions, attempts to manipulate or violate our policies, procedures, and terms and conditions, security incidents, and harm to the rights, property, or safety of Open Industrial and our users, customers, employees, or others.
- We may also aggregate or deidentify Personal Data for internal business purposes. Deidentified information is generally not considered to be Personal Information under applicable laws.

To the extent that we use deidentified information, we commit to maintaining and using the information in deidentified form and we will not attempt to reidentify the information, except as permitted under the applicable law.

### **Disclosure of Your Personal Information**

We respect the importance of privacy. Other than as provided in this Privacy Policy, we do not sell your Personal Information, nor do we share it with unaffiliated third parties for their own marketing use, unless we have your consent, or we are required by law to do so. Generally, we may disclose the Personal Information we collect to facilitate our communications with customers, to operate our business, to advertise or promote our Services, or with your consent. To the extent that we have collected or processed your Personal Information in the prior twelve (12) months, we may have disclosed the above-listed Personal Information as described below.

We may disclose each category of Personal Information listed above to third parties in the following ways:

- **Service Providers.** We may disclose Personal Information to authorized third parties who perform services for us (including cloud services, data storage, sales, human resources, and marketing). Our contracts with our service providers include commitments that they agree to limit their use of Personal Information and to comply with privacy and security standards at least as stringent as the terms of this Privacy Policy. Remember that if you provide Personal Information directly to a third party, such as through a link on the Site, that processing is typically based on their standards.
- **Affiliated Companies.** We may disclose such Personal Information with subsidiaries, affiliates or strategic partners as needed to provide our products and services and generally as necessary in the administration of a global organization.

- **Corporate Transaction.** We may disclose your Personal Information in connection with a proposed or actual corporate merger, acquisition, consolidation, sale of assets, bankruptcy, insolvency or other corporate change. Such recipient will be bound by terms and conditions reasonably similar to those set out in this Privacy Policy.
- **Other Parties.** We may disclose your Personal Information to legal, governmental, or judicial authorities, as instructed or required by those authorities or applicable laws, or in relation to a legal activity, such as in response to a subpoena or an investigation of suspected illicit activity. We may also disclose such Personal Information if we believe disclosure is necessary to prevent physical, financial, or other harm, injury, or loss.
- **Deidentified Personal Information.** We may disclose or use aggregated or deidentified data for any lawful purpose.
- **Additional Disclosures.** From time to time, we disclose your information to our attorneys, banks, auditors, securities brokers and other professional service providers and advisors in connection with the purposes described above.
- **Other Disclosures With Your Consent.** We may disclose your Personal Information with your consent to other unaffiliated third parties who are not described elsewhere in this Privacy Policy.

### **Security and Retention**

We have implemented generally accepted standards of technical and organizational security to protect Personal Information from loss, misuse, alteration or destruction. All employees are required to keep Personal Information confidential and only authorized personnel have access to this information. Despite these protections, however, we cannot guarantee the safety of your Personal Information. In case there is unauthorized access to or use of your Personal Information, we may notify you of such access or use, including by electronic means if permitted by law.

We will keep your Personal Information for as long as we have a relationship with you. Once our relationship with you has come to an end, we will retain your Personal Information for a period of time that enables us to:

- Maintain business records for analysis and/or audit purposes;
- Comply with record retention requirements;
- Defend or bring any existing or potential legal claims;
- Deal with any queries or complaints you may have; and
- Comply with any other relevant laws and regulations.

We will delete or deidentify your Personal Information when it is no longer required for these purposes. If there is any information that we are unable, for technical reasons, to delete entirely from our systems, we will put in place appropriate measures to prevent any further processing or use of the information.

### **Children's Privacy**

Open Industrial does not knowingly collect Personal Information from children under the age of 13 (or other relevant age of majority). If you believe we have collected Personal Information from your child in error or have questions or concerns about our practices relating to children, please notify us using the details in the "Contact Us" section below. We will take prompt steps to remove the Personal Information from our systems.

### **Data Transfers**

Open Industrial is headquartered in the United States and we have operations, entities, and service providers both in the United States and throughout the world. As such, we and our service providers may transfer your Personal Information to, or access it in, jurisdictions that may not provide equivalent levels of data protection as your home jurisdiction. We will take steps to ensure that your Personal Information receives an adequate level of protection in the jurisdictions in which we process it. If you are located in the European Economic Area, Switzerland or the UK, we provide adequate protection for the transfer of Personal Information to countries outside of these areas, such as through the use of authorized EU Standard Contractual Clauses, the UK Standard Contractual Clauses, or the UK Addendum to the EU

Standard Contractual Clauses. Depending on your location, you may have the right to request a copy of such appropriate safeguards by contacting us as set out at the end of this Privacy Policy.

### **Cookies and Other Tracking Technologies**

Every time you come to the website, our website's web server automatically collects information, including, in some instances, Personal Information, through cookies, web beacons, and other similar tracking technologies (collectively "cookies"). Cookies are small text files that are placed on your computer or mobile device when you visit a website. Cookies help the website remember information about your visit, which can make it easier to visit the website again and make the website more useful to you. Some cookies are deleted once you close your browser (session cookies), while other cookies are retained even after you close your browser so that you can be recognized when you return to a website (persistent cookies). More information about cookies and how they work is available at [www.allaboutcookies.org](http://www.allaboutcookies.org). Generally, your email address and all other Personal Information is collected only when you voluntarily provide that data.

Cookies on our website are generally divided into the following categories:

Cookie Type	Description
<b>Essential Cookies</b>	These are cookies that our website needs in order to function and that enable you to move around and use the website and features. Without these essential cookies, the website will not perform as smoothly for you as we would like it to, and we may not be able to provide the website or certain services or features you request. Examples of where these cookies are used include: to determine when you are signed in, to determine when your account has been inactive, and for other troubleshooting and security purposes.
<b>Analytics Cookies</b>	Analytics cookies provide us with information regarding how visitors navigate and interact with our website. Such cookies allow us to understand, for example, more about how many visitors we have to our website, how many times they visit us and how many times a user viewed specific pages within our Site. Among other Analytics cookies, we use Google Analytics cookies for these purposes. For more information about Google Analytics, please refer to "How Google Uses Information From Sites or Apps that Use Our Services," which can be found at <a href="http://www.google.com/policies/privacy/partners/">www.google.com/policies/privacy/partners/</a> , or any other URL Google may provide from time to time.

We may use the information collected through cookies and related tracking technologies for the following purposes:

- To make our website easier to use and generally improve its performance.
- To gather metrics about how you interact with our website.
- For security reasons.
- To provide personalized content. For example, we may store user preferences, your default language, device and browser information, and your profile information, which includes the level of your usage of the website so we can identify you across devices and personalize the content you see.

Most web browsers automatically accept cookies, but you can usually change your browser settings to prevent this. If you disable cookies, your ability to use some features of the website may be limited. For mobile devices, you may be able to manage certain cookies using your built-in mobile device settings and controls. Any choices concerning cookies are browser and/or device specific. If you clear your cookies from your browser on any of your devices, your choices will need to be reset. You should check how to do this on your device(s) and operating systems.

Some cookie providers may also offer opportunities to control your preferences. To learn how to opt-out of Google Analytics, an Analytics cookie, please visit <https://tools.google.com/dlpage/gaoptout>.

### **Links to Other Websites**

Our Site may contain links to other websites for your convenience and information. These websites may be operated by companies not affiliated with Open Industrial. Linked websites may have their own privacy policies or notices, which we recommend you review if you visit those websites. This Privacy Policy only applies to Personal Information collected on this Site. We have no control over third-party websites and are not responsible or liable for the content, privacy practices, or use of any websites that are not affiliated with Open Industrial.

### **Your Rights**

You may have certain rights regarding your Personal Information. The rights available to you depend on our reason for processing your Personal Information and the requirements of applicable law (i.e., your rights will vary depending on whether you are located in, for example, California, Colorado or Delaware). Specifically, you may have the following rights:

- **Right to access:** You may have the right to obtain from us confirmation as to whether Personal Information concerning you is being processed, and, where that is the case, to request access to the Personal Information.
- **Right to rectification (right to correct inaccurate information):** You may have the right to request that we correct any Personal Information about you that is inaccurate. Depending on the purpose of the processing, you also have the right to request that we complete the Personal Information we hold about you where you believe it is incomplete, including by means of providing a supplementary statement.
- **Right to erasure (right to be forgotten):** You may have the right to request that we erase your Personal Information, under certain conditions.
- **Right to restrict processing:** You may have the right to request that we restrict the processing of your Personal Information, under certain conditions. In such case, the respective data will be marked and may only be processed by us for certain purposes.
- **Right to object to processing:** You may have the right to object to our processing of your Personal Information, under certain conditions, and we can be required to no longer process your Personal Information. Such right to object may especially apply if we collect and process your Personal Information through automated decision making, such as profiling, to better understand your interests in our products and services or for direct marketing. If you have a right to object and you exercise this right, your Personal Information will no longer be processed by us for such purposes. Such a right to object may, in particular, not exist if the processing of your Personal Information is necessary to take steps prior to entering into a contract or to perform a contract already concluded.
- **Right to data portability:** You may have the right to request that we transfer the Personal Information we have collected about you to another organization, or directly to you, in a structured, commonly used, and machine-readable format, under certain conditions.
- **Right to withdraw consent:** Where we rely on your consent to process your Personal Information, you have the right to withdraw that consent at any time with future effect. Such a withdrawal will not affect the lawfulness of the processing prior to the consent withdrawal.
- **Right to know what Personal Information is sold or shared and to whom, and right to prohibit the sale or sharing of Personal Information:** We do not and have not in the preceding 12 months, sold your Personal Information.
- **Right to limit the use and disclosure of Sensitive Personal Information:** We do not collect Sensitive Personal Information.
- **Right of non-discrimination/retaliation:** We do not discriminate against individuals who exercise any of their rights described in this Privacy Policy, nor do we retaliate against individuals who exercise these rights.

Please note that many of the above rights are subject to exceptions and limitations. Your rights and our responses will vary based on the circumstances of the request. If you choose to assert any of these rights under applicable law, we will respond within the time period prescribed by such law.

If you are located in the State of California in the United States, a person authorized to act on your behalf may make a verifiable request related to your personal information. If you designate an authorized person to submit requests to exercise certain privacy rights on your behalf, we will require verification that you provided the authorized agent permission to make a request on your behalf.

In any circumstances, your request must: (i) provide sufficient information that allows us to reasonably verify that you are the person about whom we collected personal information or an authorized representative of that person; and (ii) describe the request with sufficient detail that allows us to properly understand, evaluate, and respond to it. We will only use personal information provided in a verifiable consumer request to verify the requestor's identity or authority to make the request.

To exercise your rights, please contact us as stated in the "Contact Us" section of this Privacy Policy.

#### **Opt-out Preference Signal (Do Not Track)**

Open Industrial does not currently recognize Do Not Track signals.

#### **Changes to This Privacy Policy**

As Open Industrial grows and our business changes, we may modify, expand, or update this Privacy Policy at any time as we deem appropriate to reflect those changes. When we make changes to this Privacy Policy, we will post the updated Privacy Policy on the Site and update the Privacy Policy's "last updated" date above. It is important that you check back from time to time and make sure that you have reviewed the most current version of this Privacy Policy. If you do not agree with the changes, then you should stop using our Site and Services and notify us that you do not want your Personal Information used in accordance with the changes.

#### **Contact Us**

If you have questions or comments regarding this Privacy Policy or our privacy practices, please contact us by using the information below. You may also have a right to lodge a complaint with a data protection supervisory authority. You may also exercise your rights as noted above by following this link and completing the web form.

**[Insert Address and other Contact Information]**

This Privacy Policy includes an "effective" and "last updated" date. The effective date refers to the date that the current version took effect. The last updated date refers to the date that the current version was last substantively modified.

Effective Date: [REDACTED], 2025  
Last Updated: [REDACTED], 2025