Orbs Wallet Website Privacy Policy

Last Revised: March 23, 2022

Orbs Ltd. and its affiliates ("**Orbs**", "**we**" or "**us**") respect the privacy of users of our Tetra proof-of-stake wallet website at https://staking.orbs.network/ (the "**Site**") and related services, including the Orbs Wallet ("**User**" or "**you**") and are committed to protect the personal information that their Users share with us. We believe that you have a right to know our practices regarding the information we may collect and use when you visit and/or use our Site. The Site provides you with the ability to, among other things, to access and use a non-custodial application designed by us that can be used to manage your holdings of blockchain tokens that are usable on the Platform (the "**Orbs Tokens**") and to participate in the Orbs Universe proof-of-stake ecosystem by staking Orbs Tokens held by you (the "**Orbs Wallet**"). More information about the Orbs Proof-of-Stake Ecosystem is available here: https://www.orbs.com/pos-universe/.

Capitalized terms which are not defined herein, shall have the meaning ascribed to them in our Terms of Use at https://www.orbs.com/tetra-terms-of-use/ ("**TOU**"), into which this Privacy Policy is incorporated by reference.

This Privacy Policy and the ToU into which this Privacy Policy is incorporated relate solely to the Site, the Orbs Wallet and their use. Use of the Orbs decentralized network platform and any activity thereon is subject to the Orbs Network Terms of Use which are available at https://github.com/orbs-network/orbs-network-go/blob/master/NETWORK-TOU.md.

1. Your Consent (PLEASE READ CAREFULLY!)

BY ENTERING, CONNECTING TO, ACCESSING OR USING THE SITE OR THE ORBS WALLET, YOU AGREE TO THE TERMS AND CONDITIONS SET FORTH IN THIS PRIVACY POLICY (THE "**PRIVACY POLICY**"), INCLUDING TO THE COLLECTION AND PROCESSING OF YOUR PERSONAL INFORMATION (AS DEFINED BELOW). IF YOU DISAGREE TO ANY TERM PROVIDED HEREIN, YOU MAY NOT ACCESS OR USE THE SITE OR THE ORBS WALLET.

FOR THE AVOIDANCE OF DOUBT, YOU HEREBY CONSENT TO THE COLLECTION, PROCESSING, TRANSFER AND USE OF YOUR PERSONAL INFORMATION. YOU ALSO ACKNOWLEDGE AND CONFIRM THAT YOU ARE NOT REQUIRED TO PROVIDE US WITH YOUR PERSONAL INFORMATION AND THAT SUCH INFORMATION IS *VOLUNTARILY* PROVIDED TO US.

2. Which information we may collect on our Users?

We may collect two types of data and information from our Users:

a. Non-identifiable and anonymous information ("**Non-personal Information**"). **We are not aware of the identity of the User from whom we have collected the Non-personal Information.** Non-Personal Information is any unconcealed information which does not enable identification of an individual User, and which is available to us while such User is entering into and/or using the Site or the Orbs Wallet. We utilize the Google Analytics service to gather and process certain Non-Personal Information. Non-personal Information which is being gathered consists of information such as, without limitation, technical information, behavioral information and aggregated information, and may contain, among other things, the activity of the User on the Site, type of operating system, User's 'click-stream' or searches on the Site, type and version of browser, keyboard language, screen resolution, and any other information that is gathered by Google Analytics.

b. Personally identifiable information ("**Personal Information**"). **This information may identify an individual or may be of a private and/or sensitive nature**.

- Users of the Site automatically provide their IP address mainly for enhancing the User's experience and for geo-location and security purposes as further detailed below. Google Analytics may, in addition to Non-Personal Information, gather and use your IP address or other Personal Information in providing its services to us.

- In addition, Personal Information which is being gathered consists of any personal details provided consciously and voluntarily by the User:

- The Personal Information is collected from the details the Users provide in any contact, subscription or registration form which may be available on the Site, which may include, *inter alia*, the User's name, country, company/organization name, the User's position in the company/organization, his/her e-mail address and telephone number. Once your contact details are received by us, our representatives may contact you for further communication. Our representative may collect additional Personal Information from you.

- In addition, if you choose to utilize the Orbs Wallet, the Orbs Wallet may also, in order to allow you to utilize the functionality of the Orbs Wallet to manage your holdings of Orbs Tokens and participate in the Orbs Proof-of-Stake Ecosystem, access and use information, including certain information that may qualify as Personal Information, that has been stored on a public blockchain network like the Ethereum Blockchain, the Polygon Blockchain or the Orbs Network. Such information will be accessed by the Orbs Wallet from the applicable blockchain network in real-time when necessary for the functionality of the Orbs Wallet, but will not be stored otherwise by Orbs. This category of Personal Information may include, *inter alia*:

  - Wallet addresses on the Ethereum Blockchain or Polygon Blockchain in which you hold your Orbs Tokens;

  - The balance of Orbs Tokens held in any such wallet address;

  - The history of delegation to Guardians of the Orbs Tokens held in any such wallet address.

  - The history of rewards distributed to such wallet address as a result of participation in the Orbs Proof-of-Stake Ecosystem.

  - Other transaction information effected by you or other participants in the Orbs Network, the Ethereum Blockchain or the Polygon Blockchain.

For avoidance of doubt, any Non-Personal Information connected or linked to any Personal Information shall be deemed as Personal Information as long as such connection or linkage exists.

We do not collect any Personal Information from you or related to you without your approval, which is obtained, *inter alia*, through your active acceptance to the TOU and the Privacy Policy.

Please note that third parties, such as nodes and other participants in the Orbs Network, the Ethereum Blockchain or the Polygon Blockchain, may collect, record and store certain Personal Information as a result of your use of the Orbs Wallet, as described in further detail in Section 6.

3. How Do We Collect Information on Our Users?

There are a few methods that we use:

a. **We collect information through your entry and use of the Site**. In other words, when you are using the Site or the Orbs Wallet we are aware of it and may gather, collect and store the information relating to such usage.

b. **We collect information which you decide to provide us voluntarily**. For example, we collect Personal Information when you fill in any contact, subscription or registration forms available on the Site.

We may gather, collect and store such information either independently or through the help of our authorized third-party service providers, such as Google Analytics, as detailed below.

4. What are the Purposes of the Collection of Information?

Non-personal Information is collected in order to:
- Use it for statistical and research purposes and for customization and improvement of our Site and services.
- Enhance the User's experience while using the Site.
- For business development purposes such as statistical and marketing analysis, systems testing, maintenance and development, customer surveys or to help us in any future dealings with you, for example by identifying your requirements and preference;
- To comply with any legal or regulatory requirements; and
- For all other purposes ancillary to any of the purposes stated above.

Personal Information is collected in order to:

- Permit you to utilize all functionality of the Orbs Wallet, including monitoring your holdings of Orbs Tokens and participating in the Orbs Proof-of-Stake Ecosystem
- Respond to your inquiry.
- Provide the Users with commercial materials, updates about Orbs' developments, new offerings, news regarding the Site and platform, etc.
- Be able to contact Users for marketing and sales purposes.
- To conduct online surveys to better understand your business needs and how we can improve our products, services and platform.
- Provide Users with updated information regarding our products, services and platform.
- Be able to contact Users for the purpose of providing them with technical assistance.
- Determine general geolocation information (i.e., country) from which the User's computer is connected to the Internet in order for us to know the general location of our Site's Users as well as in order to safeguard our Site.

5.   Sharing Information with Third Parties

Orbs will not share any Personal Information it collects with any third party, other than in the following circumstances: (a) to satisfy any applicable law, regulation, legal process, subpoena or governmental request; (b) to enforce this Privacy Policy and/or the TOU, including investigation of potential violations thereof; (c) to detect, prevent, or otherwise address fraud, security or technical issues; (d) to respond to claims that contact information (e.g. name, e-mail address, etc.) of a third-party has been posted or transmitted without their consent or as a form of harassment; (e) to protect the rights, property, or personal safety of Orbs, its Users or the general public; (f) by virtue of undergoing any change in control, including by means of merger, acquisition or purchase of all or substantially all of the assets of Orbs, so long as such acquirer maintains the same privacy terms hereunder; or (g) pursuant to your explicit approval prior to the disclosure.

Note, that we collect, hold and/or manage Personal Information through Orbs' authorized third parties vendors of certain products or services (such as, hosting cloud services and Google Analytics) (including, as applicable, their affiliates) solely and limited to providing us with such requested services, and not for any other purposes. Such vendors may be located in a country that does not have the same data protection laws as your jurisdiction.

For avoidance of doubt, Orbs may use **Non-personal Information** and transfer and disclose it to third parties at its discretion, including Google Analytics. Information about Google Analytics' data practices and other terms and conditions, including a link to Google's privacy policy, are available here: https://support.google.com/analytics/answer/6004245?hl=en/.

6.   Information Collected by Third Parties

The Site gives you the ability to access and use the Orbs Wallet to manage your holdings of Orbs Tokens and participate in the Orbs Universe proof-of-stake ecosystem. If you use the Orbs Wallet for its intended functionality and engage transactions or take any actions in the Orbs Universe such as delegating or staking your Orbs Tokens, such actions and certain information related thereto will be recorded on the Orbs Network the Ethereum Blockchain, or the Polygon Blockchain as applicable. Such transactions and related information recorded on the Orbs Network, the Polygon Blockchain and/or Ethereum Blockchain may constitute Non-Personal Information or Personal Information.

The Orbs Network, Polygon Blockchain and Ethereum Blockchain are public blockchains that are each operated by a decentralized network of participants. In the case of the Orbs Network, such participants are known as Validators and Guardians and in the case of the Ethereum Blockchain and the Polygon Blockchain, such participants are validator nodes known as miners. If you engage in any transactions with respect to Orbs Network and your holdings of Orbs Tokens through the Orbs Wallet, the results of such actions and certain related information will be sent to and recorded by such decentralized networks of participants. Public blockchains are distributed ledgers, intended to immutably record transactions across wide networks of computer systems. Many block chains are open to forensic analysis which can lead to deanonymization

and the unintentional revelation of private financial information, especially when block chain data is combined with other data.

Because these blockchains are decentralized or third-party networks that are not controlled or operated by Orbs or its affiliates, we are not able to erase, modify, or alter Personal Information from such networks.

In addition, the Orbs Wallet connects to the Ethereum Blockchain and the Polygon Blockchain, where Orbs Tokens reside, through the MetaMask application. The MetaMask application is a third-party application that is not under the control of Orbs and Orbs has no control over any actions or omissions of MetaMask.

MetaMask may, pursuant to the terms and conditions applicable to the MetaMask application and any other documents governing your use of MetaMask's services, including, without limitation, collect Non-Personal Information or Personal Information from you. You acknowledge and agree that Orbs has no control over, and no duty to take any action regarding, any collection of Non-Personal Information or Personal Information from you by MetaMask.

You should review the terms of use, privacy policy and any other applicable terms of the MetaMask application, which are available here: https://metamask.io/terms.html and here https://metamask.io/privacy.html.

7. Deletion or Modification of Personal Information

In any event, if for any reason you (or any person) wish to delete or modify Personal Information held by Orbs, please send us an e-mail with adequate detail of your request to: hello@orbs.com and we will make reasonable efforts to modify or delete any such Personal Information pursuant to any applicable privacy laws. Note that unless otherwise explicitly specified herein and/or unless you instruct us otherwise we may retain your Personal Information for as long as reasonably required for the purposes of which such Personal Information was collected, all as permitted under any applicable privacy laws.

Aggregated and/or anonymous information derived from your use of the Site may remain on our servers indefinitely. For information stored by MetaMask, any request for deletion or modification of such information is subject to MetaMask's applicable policies, terms and conditions and any such request should be addressed to MetaMask.

As set forth in Section 6, we are unable to erase, modify or alter any information stored on the Ethereum Blockchain, the Polygon Blockchain or the Orbs Network.

8. Minors

The Site is intended for Users over the age of eighteen (18). Therefore, Orbs does not intend and does not knowingly collect Personal Information from children under this age. We reserve the right to request proof of age at any stage so that we can verify that minors under this age are not using the Site.

9. Security

We take reasonable measures to maintain the security and integrity of our Site and prevent unauthorized access to it or use thereof through generally accepted industry standard technologies and internal procedures. The Personal Information is hosted on the Github servers which provide advanced strict security standards (both physical and logical). With respect to information that is recorded on the Orbs Network, the Polygon Blockchain or the Ethereum Blockchain as a result of your use of the Orbs Wallet, we believe such public blockchain networks employ highly secure design and implementation using encryption and architectures mechanisms.

Please note, however, that there are inherent risks in transmission of information over the Internet or other methods of electronic storage, especially with respect to public blockchain networks which are based on relatively new technology and may be still under development, and we cannot guarantee that unauthorized access or use will never occur. ORBS SHALL NOT BE RESPONSIBLE OR LIABLE FOR UNAUTHORIZED ACCESS, HACKING, OR OTHER SECURITY INTRUSIONS OR FAILURE TO STORE OR THE THEFT, DELETION, CORRUPTION, DESTRUCTION, DAMAGE, OR LOSS OF ANY DATA OR INFORMATION.

10. Third Party Service Providers

While using the Site we may be using third party service providers, such as Github and Google Analytics, who may collect, store and/or process the information detailed herein. Orbs uses commercially reasonable

efforts to engage with third parties that post a privacy policy governing their collection, processing and use of non-personal and personal information.

11.	**Cookies and Other Tracking Technologies**.

When you access or use the Site, we or our third party service providers, including Google Analytics, may use industry-wide technologies such as "cookies" or other similar technologies which store certain information on your computer or device ("**Cookies**"), which will allow us to enable automatic activation of certain features and make your experience much more convenient and effortless. We or our authorized third party service providers may use both session cookies (which expire once you close the Site) and persistent cookies (which stay on your system until you delete them). It is easy to disable or delete Cookies. Most browsers will allow you to erase cookies from your computer's hard drive, block acceptance of cookies, or receive a warning before a cookie is stored. However, if you disable or erase cookies, your online experience may be limited. Cookies usually store only Non-personal Information, such as the web pages you have visited, the duration of your browsing, etc. Orbs does not control such third party service providers.

12.	**International Data Transfer**

In order to provide the Site, and as a result of your use of the Orbs Wallet, information collected about you, including Personal Information, may be transferred to affiliated entities, participants in the Orbs Network, or to other third party service provides (as provided herein) across borders and from your country or jurisdiction to other countries or jurisdictions around the world. Please note that such information may be transferred to a country and jurisdiction that does not have the same data protection laws as your jurisdiction, and you consent to such transfer of information.

In addition, the Orbs Network, the Polygon Blockchain and the Ethereum Blockchain and all information recorded thereon are freely available for download. If you take any action that results in any information being recorded on such public blockchain networks, such information may be accessible in countries or jurisdictions around the world that do not have the same data protection laws as your jurisdiction, and you consent to the accessibility of any such information.

13.	**Direct Marketing**

You hereby agree that we may use any contact details you provided us with (including, without limitation, e-mail address and phone number) for the purpose of providing you commercial and/or non-commercial materials related to our current and/or future products, services and platform. You may withdraw your consent by sending a written notice to Orbs' e-mail address that appears in the Site or alternatively follow the instructions for removing yourself from the mailing list which are available in the message transmitted to you.

14.	**Changes to the Privacy Policy**

The terms of this Privacy Policy will govern the use of the Site, the Orbs Wallet and any information collected therein. Orbs reserves the right to change this policy at any time, so please re-visit this page frequently. We will provide notice of substantial changes of this policy on the homepage of the Site and/or we will send you an e-mail regarding such changes to the e-mail address that you may have provided us with. Such substantial changes will take effect seven (7) days after such notice was provided on our Site or sent by e-mail, whichever is the earlier. Otherwise, all other changes to this Privacy Policy are effective as of the stated "Last Revised" date and your continued use of the Site after the Last Revised date will constitute acceptance of, and agreement to be bound by, those changes. In the event that the Terms should be amended to comply with any legal requirements, the amendments may take effect immediately, or as required by law and without any prior notice.

15.	**Got any Questions?**

If you have any questions (or comments) concerning this Privacy Policy, you are most welcome to send us an email to the following address: hello@orbs.com.