

Tempo AI Ventures Inc. Company Privacy Notice

Last Updated/Effective Date: 10 July, 2023

Tempo AI Ventures, Inc. (“**Tempo**” “**we**,” “**us**,” or “**our**”) respect your privacy. This Privacy Notice describes the processing of Personal Information (defined below) that is provided, collected, or shared on our website and any other sites that link to this Privacy Notice (collectively, the “**Site**”). It also describes rights you may have under applicable laws.

This Notice does not apply to Personal Information (defined below) that we process on behalf of enterprise customers that integrate our chat-bot services or other business offerings (“**Services**”). When you interact with us through our enterprise customers, your Personal Information is collected, used, and processed according to their privacy policy.

1. Personal Information We Collect

We may collect a range of Personal Information. “Personal Information” means information that uniquely identifies, relates to, describes, or is reasonably capable of being associated with or linked to you.

The types of Personal Information we collect may include:

- **Contact Information** – If you submit an inquiry, register for an account, request a free demo, or provide information on our Site we may collect your contact information. This may include your name, address, email address, demographic information, and phone number.
- **Commercial information** – This includes information about purchases, information about subscriptions, products and services you have shown interest in, payment processing information, and other commercial information.
- **Usage Information** – When you use our Site, our servers may automatically record information, including your Internet Protocol address (IP Address), geolocation of your device, browser type, referring URLs (e.g., the site you visited before coming to our Site), domain names associated with your internet service provider, or other information regarding your interaction with the Site
- **Communication Information** – We may collect the contents of your communications with us, whether via e-mail, social media, telephone or otherwise, and inferences we may make from other Personal Information we collect. Where permitted by applicable law, we may collect and maintain records of calls and chats with our agents, representatives, or employees via message, chat, post, or similar functionality.

2. How We Collect Your Personal Information

- **Directly From You** – For example, if you choose to contact us or request information from us.
- **From Third Parties** – For example, we may work with business partners, subcontractors, advertising networks, analytics providers, and search information providers, who may provide us with Personal Information about you.
- **Online Tracking Technologies** – We may use cookies and similar technologies such as pixels, web beacons, and local storage to collect Personal Information related to online activities. For additional information regarding our use of these technologies, see section 5 below.

3. How We Use Personal Information

To the extent permitted by applicable law, we may use Personal Information to:

Commented [P1]: **Remove language** Please confirm if you use personal information in a manner that is not listed here.

- operate the Site and provide support to our business functions;
- fulfill customer requests or provide customer support;
- protect against criminal activity;
- protect or enforce our legal rights;
- send you information about our company
- respond to reviews, comments, or other feedback provided to us;
- enhance, support, and personalize the Site and our advertising or marketing efforts;
- protect the security and integrity of the Site;
- develop new products or services
- engage in benchmarking, data analysis, or audits;
- meet our contractual requirements;
- comply with applicable legal or regulatory requirements and our policies; and
- the extent necessary for any other lawful purpose for which the Personal Information is collected.

4. Sharing of Personal Information

We may share your Personal Information in the following circumstances:

- **Business Partners** – We may share Personal Information with trusted business partners or corporate affiliates.
- **Legal Obligation or Safety Reasons** – When we have a good faith belief that access, use, preservation or disclosure of Personal Information is reasonably necessary to (a) satisfy or comply with any requirement of law, regulation, legal process, or enforceable governmental request, (b) enforce or investigate a potential violation of any agreement you have with us, (c) detect, prevent, or otherwise respond to fraud, security or technical concerns, (d) support auditing and compliance functions, or (e) protect the rights, property, or safety of Tempo, its users, or the public against harm.
- **Merger or Change of Control** – If we are involved in a merger, acquisition, or any other transaction involving a change of control in our business including but not limited to a bankruptcy or similar proceeding, Personal Information may be transferred along with the business. Where legally required, we will give you prior notice prior to such a transfer.
- **Service Providers** – We share your Personal Information with third party service providers as necessary to enable them to support the Site, or other aspects of our business.

5. Cookies and Other Tracking Technologies

We collect Personal Information and other data from cookies, pixel tags, and tracking technologies. We allow or enable third parties to collect Personal Information to provide their interest-based advertising services.

We use analytics services, including Google Analytics, to assist us with analyzing our website traffic. These services utilize cookies and other technologies that collect your Personal Information.

To learn more about how Google uses data, visit [Google's Privacy Policy](#) and Google's page on "[How Google uses data when you use our partners' sites or apps](#)." You may download the [Google Analytics Opt-out Browser Add-on](#) for each web browser you use, but this does not prevent the use of other analytics tools. To learn more about Google Analytics cookies, visit [Google Analytics Cookie Usage on Websites](#).

In order to manage your preferences with respect to these technologies, please visit our preferences page. In addition, most browsers provide you with the ability to block, delete, or disable cookies, and your mobile

Commented [P2]: [Google Analytics](#) There is now a requirement to respond to user-enabled global privacy control signals (like [GPC](#)) from browsers. Do you have this functionality enabled?

device may allow you to disable transmission of unique identifiers and location data. If you choose to reject cookies or block device identifiers, some features of the Site may not be available, or some functionality may be limited or unavailable. Please review the help pages of your browser or mobile device for assistance with changing your settings. We do not respond to Do Not Track (“DNT”) signals sent to us by your browser at this time.

6. How Long Do We Keep Your Personal Information

We will retain your Personal Information for as long as necessary to fulfill the purposes for which it has been collected, as outlined in this Privacy Notice, or any longer retention period required by law. If you are a California resident, please see the section below titled Notice to California Residents for additional information about how long we retain your Personal Information.

7. How We Protect Your Personal Information

We use commercially reasonable efforts to protect the confidentiality and security of Personal Information we collect and process. However, we cannot guarantee the security of Personal Information during its transmission to or from us, its storage on our systems, or that our security measures will prevent third parties from accessing or acquiring Personal Information we collect.

8. Your Rights

Depending on where you live in the United States, you may have the following rights with respect to your Personal Information:

- **Access:** You may have the right to know what Personal Information we have collected about you and to access such data.
- **Data portability:** You may have the right to receive a copy of your information in a portable and readily usable format.
- **Deletion:** You may have the right to delete your Personal Information that we have obtained, subject to certain exceptions.
- **Correction:** You may have the right to correct inaccuracies in your Personal Information.
- **Opt out of certain processing:** You may have the right to opt out of the processing of your information for purposes of (a) targeted advertising, (b), the sale of your Personal Information; or (c) profiling in furtherance of decisions that produce legal or similarly significant effect concerning you.

To exercise any of the privacy rights afforded to you, please submit a request to us by emailing us at privacy@usetempo.ai.

9. Marketing Emails

To opt out of marketing emails, please email us at privacy@usetempo.ai. Please note that, even if you unsubscribe from certain correspondence, we may still need to contact you with important transactional or administrative information, as permitted by law. Additionally, if you withdraw your consent or object to processing of your Personal Information, or if you choose not to provide certain Personal Information, we may be unable to provide some (or all) of our services to you and some aspects and features of the Site may not function properly.

10. International Use of the Site

This Site is hosted in the United States. As a result, the Personal Information that we collect and generate about you as you use the Site may be transferred, stored, or accessed in a destination outside of your country which may have less strict, or no, data protection laws, when compared to the laws in your country.

11. Children's Privacy

We do not knowingly collect or solicit any Personal Information from children under the age of sixteen. If we learn that we have collected Personal Information from a child, we will promptly take steps to delete that information. We do not sell or share the Personal Information of children under the age of sixteen.

12. Links to Third-Party Websites

We are not responsible for the practices employed by any websites or services linked to or from the Site, including the information or content contained within them. We encourage you to investigate and ask questions before disclosing Personal Information to third parties, since any Personal Information disclosed will be subject to the applicable third party's privacy policy.

13. Notice to California Residents

If you are a California resident, California law provides you with specific rights regarding your Personal Information. Any capitalized terms not defined in this Privacy Policy have the meanings set forth in the California Consumer Privacy Act of 2018 (the "CCPA") as amended by the California Privacy Rights Act (the "CPRA").

This Privacy Policy does not apply to workforce-related Personal Information collected from California-based employees, job applicants, contractors, or similar individuals.

Within the last twelve (12) months, we have collected the categories of Personal Information listed in the table below. The table also lists, for each category: (1) the categories of third parties (if any) to which we disclosed Personal Information in the preceding 12 months; (2) whether the Personal Information was sold or shared with third parties; and (3) the applicable retention period for each category of Personal Information.

Categories of CA Personal Information We Collect	Categories of Third Parties to Which We Disclose Personal Information for a Business or Commercial Purpose	Categories of Third Parties to Which We May Sell or Share Personal Information	Retention Period
Identifiers	Service Providers; Third-Party Business Partners.	We do not sell or share this type of category of Personal Information.	

Commented [P3]: **Placeholder:** We have taken a stab at completing this chart based on what we know about your business and your current website.

Commented [P4R3]: Please confirm the N/A sections.

Commented [P5]: **Placeholder:** CCPA requires a disclosure of retention periods for each category of personal information collected from individuals. We need to, if at all possible, specify retention periods for the categories of personal information in this chart. Do you know how long you maintain these categories of personal information?

To the extent you do not have retention periods for personal information, we can discuss alternative approaches.

Alternatively, we can use the following for the time being while Tempo develops its Retention Policy:

Data Retention: We will retain each category of your Personal Information only for as long as necessary to fulfill the purposes described in Section 3 above, unless otherwise required by applicable laws. We consider the following criteria to determine how long we will retain your Personal Information including whether: we need your Personal Information to provide you with the services you requested; we continue to have a business relationship with you; you have requested information or services from us; we have a legal right or obligation to continue to retain your Personal Information; we have an obligation to a third party that involves your Personal Information; our retention or recordkeeping policies and obligations dictate that we retain your Personal Information; we have an interest in providing you with information about our services; and we have another business purpose for retaining your Personal Information.

Personal Information, as defined in the California customer records law	Service Providers; Third-Party Business Partners.	We do not sell or share this type of category of Personal Information.	
Commercial Information	Service Providers; Third-Party Vendors	We do not sell or share this type of category of Personal Information.	
Internet or other similar network activity	Service Providers; Third-Party Business Partners.	<ul style="list-style-type: none"> We do not sell this type of category of Personal Information. We do share this type of category of Personal Information with Service Providers and Third-Party Business Partners. 	
Audio, electronic, visual, thermal, olfactory, or similar information	N/A	N/A	
Inferences drawn from other Personal Information	Service Providers; Third-Party Business Partners	We do not sell or share this type of category of Personal Information.	
Professional or employment-related information	N/A	N/A	

Commented [STN6]: [Sales to Tempo](#): Except for cross-context behavioral advertising using online trackers, we don't believe Tempo "sells" or "shares" Personal Information as defined under the CCPA but please confirm.

"Sale" means a transfer/disclosure of consumer's personal information by Tempo to a third party for monetary or other valuable consideration unless the consumer uses or directs Tempo to intentionally: (a) disclose personal information, or (b) interact with one or more third parties.

"Share" means a transfer/disclosure of consumer's personal information by Tempo to a third party for the purposes of cross-context behavioral advertising, whether or not for monetary or other valuable consideration unless the consumer uses or directs Tempo to intentionally disclose personal information or intentionally interact with one or more third parties.

If Tempo "sells" or "shares" personal information, Tempo must include a conspicuous "Do Not Sell or Share My Personal Information" link that allows users to submit an opt-out request. If Tempo does not have an existing web form, we can assist in drafting.

Commented [STN7]: [Sales to Tempo](#): We reviewed the Tempo website and did not see information or fields indicating individuals could apply for jobs via the website.

Non-public education information (per the Family Education Rights and Privacy Act (20 U.S.C. Section 1232g, 34 C.F.R. Part 99))	N/A	N/A	
Sensitive Personal Information			

Commented [P8]: Sensitive personal information includes credit card payment numbers. We see on the "checkout" page there is a place to enter credit card information, is this stored through another platform or processed through Tempo?

California residents may have the following rights:

Privacy Right	Description
Notice	You may have the right have the right to be notified of what categories of Personal Information will be collected at or before the point of collection and the purposes for which they will be used and shared.
Access	You may have the right to request the categories of Personal Information that we collected in the previous twelve (12) months, the categories of sources from which the Personal Information was collected, the specific pieces of Personal Information we have collected about you, and the business purposes for which such Personal Information is collected and shared. You may also have the right to request the categories of Personal Information which were disclosed for business purposes, and the categories of third parties in the twelve (12) months preceding your request for your Personal Information.
Data Portability	You may have the right to receive a copy of your information in a portable and readily usable format.
Erasure	You may have the right to have your Personal Information deleted. However, please be aware that we may not fulfill your request for deletion if we (or our service provider(s)) are required or permitted to retain your Personal Information for one or more of the following categories of purposes: (a) to complete a transaction for which the Personal Information was collected, provide the service requested by you, or complete a contract between us and you; (b) to ensure our website integrity, security, and functionality; (c) to comply with applicable law or a legal obligation, or exercise rights under the law (including free speech rights); or (d) to otherwise use your Personal Information internally, in a lawful manner that is compatible with the context in which you provided it.
Correction	You may have the right to request that we correct any incorrect Personal Information that we collect or retain about you, subject to certain exceptions. Once we receive and confirm your verifiable consumer request (see below), we will correct (and direct any of our service providers that hold your data on our behalf to correct) your Personal Information from our records, unless an exception applies. We may deny your correction request if (a) we believe the Personal Information we maintain about you is accurate; (b) correcting the information would be impossible or involve disproportionate; or (c) if the request conflicts with our legal obligations.

Automated Decision Making	You may have the right to request information about the logic involved in automated decision-making and a description of the likely outcome of processes, and the right to opt out. We do not currently engage in any automated decision making practices.
To Opt Out of Sales or Sharing of Personal Information	We do not sell your Personal Information. If we share your Personal Information, you have the right to opt out of the sharing of Personal Information.
Limit Use of Sensitive Personal Information	We do not use or disclose Sensitive Personal Information other than to provide our Service. However, if we used or disclosed Sensitive Personal Information for other purposes, you would have the right to limit certain uses of Sensitive Personal Information.

Only you, or an authorized agent that you authorize to act on your behalf, may make a request related to your Personal Information. You may also make a request on behalf of your minor child. We must verify your identity before fulfilling your requests. If we cannot initially verify your identity, we may request additional information to complete the verification process. We will only use Personal Information provided in a request to verify the requestor's identity. If you are an authorized agent making a request on behalf of a consumer, we will also need to verify your identity, which may require proof of your written authorization or evidence of a power of attorney.

You may only make a request for access or data portability twice within a 12-month period. The request must:

- Provide sufficient information that allows us to reasonably verify you are the person about whom we collected Personal Information or an authorized representative.
- Describe your request with sufficient detail that allows us to properly understand, evaluate, and respond to it.

When we receive your request to exercise your rights described in this Privacy Policy, we will (a) acknowledge receipt of your request; (b) try to match the information you provide in making the request with information we already maintain about you; (c) if required to verify your identity, ask you to provide additional information, including personal data; and (d) consider various factors when determining how to verify your identity, such as the sensitivity and value of the data, the risk of harm, the likelihood of fraud, etc.

We will only use personal data we collect during the verification process for the purpose of verifying your identity. If you maintain an account with us, we may use that account to respond to your request and/or verify your identity. If we are unable to verify your identity as required by applicable laws and regulations, we will decline to comply with your request, and let you know why.

We endeavor to respond to requests within the time period required by applicable law. If we require more time, we will inform you of the reason and extension period in writing. We do not charge a fee to process or respond to your request unless it is excessive, repetitive, or manifestly unfounded. If we determine that the request warrants a fee, we will tell you why we made that decision and provide you with a cost estimate before completing your request.

We may deny certain requests, or only fulfill some in part, as permitted or required by law. For example, if you request to delete Personal Information, we may retain Personal Information that we need to retain for legal purposes. If you are not satisfied with the resolution of your request and you are afforded a right to appeal such decision, you will be notified of our appeal process in our response to your request.

To exercise any of the privacy rights afforded to you, please submit a request to us by emailing us at privacy@usetempo.ai.

Commented [P9]: [Privacy Policy](#) Except for cross-context behavioral advertising using online trackers, we don't believe Tempo "sells" or "shares" Personal Information as defined under the CCPA but please confirm.

If Tempo "sells" or "shares" personal information, Tempo must include a conspicuous "Do Not Sell or Share My Personal Information" link that allows users to submit an opt-out request. If Tempo does not have an existing web form, we can assist in drafting.

Commented [P10]: [Privacy Policy](#) To be confirmed with responses below regarding credit card information.

Commented [STN11]: [Privacy Policy](#) Since Tempo operates exclusively online, the CCPA only requires Tempo provide an email address for submitting user data rights requests.

We will not deny access to our services, provide different prices or rates for our services, or provide a different level or quality of services to you based solely on your decision to exercise your rights listed in this Notice.

California Shine the Light Act: Under California Civil Code Section 1798.83, individual customers who reside in California and who have an existing business relationship with us may request information about our disclosure of certain categories of Personal Information to third parties for the third parties' direct marketing purposes, if any. To make such a request, please contact us using the information in the Contact Us section below. Please be aware that not all information sharing is covered by these California privacy rights requirements and only information on covered sharing will be included in our response. This request may be made no more than once per calendar year.

14. Changes and Accessibility

Please note that we may modify or update this Privacy Notice from time to time, so please review it periodically. We will provide you with notice as required by applicable law if material changes are made. Unless otherwise indicated, any changes to this Privacy Notice will apply immediately upon posting to the Site.

This Privacy Notice is available to consumers with disabilities. To access this Privacy Notice in an alternative downloadable format, please go to <https://usetempo.ai/privacy-policy-pdf>.

15. Contact Us

If you have any questions about our practices or this Privacy Notice, please contact us at privacy@usetempo.ai.

Commented [P12]: [usetempo.ai](#): Include a machine-readable PDF of this Privacy Notice. This is required by the CCPA.