

Nuçi Phillips Memorial Foundation

This Privacy Policy is effective as of and was last updated on September 1, 2015.

This Nuçi Phillips Memorial Foundation Privacy Policy (this “Privacy Policy”) is designed to inform you about the types of information that Nuçi Phillips Memorial Foundation (“we,” “us,” or “our”) may gather or collect from you in connection with your use of the websites located www.nuci.org and www.rocknraffle.com (the “Sites”) and the mobile applications related to the Sites (the “Applications”). It also explains the conditions under which we use and disclose that information, and your rights in relation to that information. By accessing, visiting or using the Sites or the Applications, you expressly consent to our collection, storage, use and disclosure of your information as described in this Privacy Policy. Please note that if you disagree with anything in this Privacy Policy, you must not use the Sites or the Applications. This Privacy Policy is part of, and is governed by, the terms and conditions set forth in our Terms of Use Policy.

The procedures for modifying or changing this Privacy Policy are discussed in Section 9 of this Privacy Policy.

- **Children.** The Sites and the Applications are not intended for children under 13 years of age. We do not knowingly collect or distribute personal information from or about children under the age of 13.
- **Information Collected by Us.**

2.1 Information You Directly and Voluntarily Provide to Us. We may collect information that you provide to us when you sign up to receive our press releases by email, communicate with any of our departments such as customer service, sales or technical services, or if you participate in a survey we conduct through the Sites or the Applications. Further, from time to time, we may offer you the opportunity to participate in contests, giveaways and other promotions. Any information submitted in connection with promotions will be subject to the terms of the promotion, not this Privacy Policy. You will not be required to participate in any promotion.

2.2 Information That We Automatically Collect Through the Sites and the Applications. In addition to information that you directly and voluntarily

provide to us, we may automatically collect information about you when you use the Sites or the Applications. We may link information we gather automatically from you with information that we directly collect from you through the Sites or the Applications. We automatically collect information from you in the following ways:

(a) Web Browsers. We automatically gather information about you that your web browser, depending on your settings, may make available to us. This information includes your Internet Protocol (“IP”) address, operating system and browser type, and the locations of the web pages you view right before arriving at, while navigating and immediately after leaving the Sites.

(b) Google Analytics. Visitors to the Sites who have javascript enabled are tracked using Google Analytics. Google Analytics collects the following types of information from users of the Sites:

- Type of user agent (web browser) used, software manufacture and version number.

- Type of operating system

- Screen colors (color processing ability of the users screen)

- Javascript support

- Flash version

- Screen resolution

- Network location and IP address

- Country, city, state, region, county, or any other geographic data

- Hostname

- Bandwidth (internet connection speed)

- Time of visit

- Pages visited

- Time spent on each page of the website

- Referring site statistics

- The website (URI) the user came through in order to arrive at the Sites (example: clicking on a hyperlink from Yahoo.com that took the user to this website)

- Search engine query used (example: typing in a phrase into a search engine like Google, and clicking on a link from that search engine)

The data collected by Google Analytics is primarily used to optimize the Sites for our visitors; however we also use this data for marketing purposes. An

example of how we use this data for marketing purposes is that we tell potential advertisers how many users visit the Sites, where visitors come from, and how they arrive at the Sites.

The data we automatically collect using Google Analytics is shared with Google. For more information on Google's Privacy Policies, visit: <http://www.google.com/privacypolicy.html>. You can also opt-out of having your information used by Google Analytics by following the instructions located at <https://tools.google.com/dlpage/gaoptout/>.

We also use Google Analytics for Display Advertising and, specifically, Google Analytics Demographics and Interest Reporting, on the Sites to help us display advertising for products or services that we think may be of interest to you. We will use demographic information we collect through our use of Google Analytics Demographics and Interest Reporting solely [for purposes of performing internal statistical analytics relating to the Sites]. You can opt-out of receiving interest-based advertisements through the Sites, as well as customize the types of advertisements that will be displayed to you through the Sites, by following the instructions located at <https://support.google.com/ads>.

(c) Other Third Party Services. In addition to Google Analytics, we may use other third party services to automatically collect information from you. The information automatically collected through the Site using a third party service will be used solely for our internal analytic purposes and a third party service would not be permitted to use this information for its own purposes.

(d) Cookies. A "Cookie" is a string of information that a website stores on your computer, and your browser provides to the Sites, each time you submit a query to the Sites. We may use Cookies to track the pages that you visit during each visit to the Sites. We use the information we gather using cookies both to help us improve your experience of the Sites and to help us understand how the Sites are being used.

IF YOU DO NOT WISH TO HAVE COOKIES PLACED ON YOUR COMPUTER, YOU SHOULD SET YOUR BROWSER TO REFUSE COOKIES BEFORE ACCESSING THE SITES, WITH THE UNDERSTANDING THAT CERTAIN FEATURES OF THE SITES MAY NOT FUNCTION PROPERLY WITHOUT THE AID OF COOKIES. IF YOU REFUSE WEB

COOKIES, YOU ASSUME ALL RESPONSIBILITY FOR ANY RESULTING LOSS OF FUNCTIONALITY.

(e) Web Beacons. A “Web Beacon” is an object that is embedded in a web page. It is usually invisible to you but allows us to check whether you have viewed a particular web page or email communication. We may place Web Beacons on pages of the Sites and in emails we send to you. You may not decline Web Beacons.

(f) Mobile Devices. If you access the Site through a mobile device, we may also be able to identify the location of your mobile device. You may choose not to share your location details with us by adjusting your mobile device’s location services settings. For instructions on changing the relevant settings, please contact your service provider or device manufacturer.

(g) Do Not Track Disclosures. Your browser may allow you to adjust your browser settings so that “do not track” requests are sent to the websites that you visit. However, we will not disable tracking technology that may be active on the Sites in response to any “do not track” requests that we receive from your browser.

- **Information Collected about You by Third Parties.** The Sites and the Applications may include third-party advertising, links to other websites, and other content from third party businesses. These third-party sites, businesses, and advertisers, or advertising companies working on their behalf, sometimes use Web Beacons and Cookies to measure the effectiveness of their ads, personalize or optimize advertising content and to track users who link from their respective websites to the Sites or the Applications. These third-parties may use cookies and web beacons to track the actions of users online over time and across different web sites or platforms to deliver targeted electronic advertisements to an individual user. For information about how tracking works for online advertising purposes you can visit <http://www.aboutads.info/choices>. We do not have access to or control over Web Beacons or Cookies that these third parties may use, and the information practices of these advertisers and third-party websites or businesses are not covered by this Privacy Policy and are instead covered by their respective privacy policies. Before visiting a third-party website, whether by means of a link

on the Sites or the Applications or otherwise, and before providing any information to any third party, you should inform yourself of the privacy policies and practices (if any) of the third party responsible for the applicable third-party website.

- **Information You Share on the Sites or through the Applications.** Some portions of the Sites and the Applications allow you to submit comments, reviews, ratings and other information which may be displayed on the Sites or the Applications and viewed by others. We recommend that you do not post any information on the Sites or the Applications that you do not want to make available to other users of the Sites or the Applications or the public generally. YOU ASSUME ALL RESPONSIBILITY FOR ANY LOSS OF PRIVACY OR OTHER HARM RESULTING FROM information you post on the Sites or the Applications.
- **Information You Share Through Social Media Services.** If you post any comments, reviews, photos or other information on our Facebook, Twitter, Instagram or Pinterest pages, we may display those comments, reviews, photos or information on the Sites or the Applications. In addition, your use of these social media services may result in the collection or sharing of information about you by these social media services. We encourage you to review the privacy policies and settings on the social media services with which you interact to make sure you understand the information that may be collected, used, and shared by those social media services.
- **Information Provided to Us by Facebook.** If you want to post a comment to the Site you will need to have a Facebook account and be logged in to Facebook. By logging in to Facebook and posting a comment on the Site, you give us permission to access, store and use any information that you permit Facebook to share with us in accordance with the privacy settings that are applicable to your account with Facebook. We encourage you to review, and if necessary, adjust, your privacy settings on Facebook before posting a comment to the Site. Information that we receive from Facebook is stored and used by us in accordance with this Privacy Policy.
- **How We Use the Information We Collect.** We use the information we gather through the Sites and the Applications to help us better understand how the Sites and the Applications are being used. By identifying patterns and trends in usage, we are able to better design the

Sites and the Applications to improve your experiences, both in terms of content and ease of use. We may also use this information to contact and communicate with you, including to send you information about products or services we think might of interest to you and to respond to your communications and requests.

- **How We Share Your Information with Third Parties.** We will not disclose your information to third parties unless we obtain your permission to do so at the time we collect it, except as set forth below:

8.1 DMCA Infringement Notifications, Counter Notices, Notices of Violations of Site Terms of Use. We may share your information with third parties if you submit a Digital Millennium Copyright Act (“DMCA”) In addition, we may share your information with third parties if we receive other notices regarding violations of our Terms of Use or other user’s rights (including communications about content stored on or transmitted through the Sites or the Applications) For notices other than DMCA Infringement Notifications and Counter Notices, upon request, we will edit out your name and contact information. However, DMCA Infringement Notifications and Counter Notifications will be forwarded as submitted to us without any deletions.

8.2 Employees, Third-Party Processors and Third-Party Service Providers. We will disclose your information to our employees, contractors, affiliates, distributors, dealers, vendors and suppliers (“Service Providers”) who provide certain services to us or on our behalf, such as operating and supporting the Sites and the Applications, analyzing data, or performing marketing or consulting services. These Service Providers will only have access to the information needed to perform these limited functions on our behalf and are prohibited from using your information for any purpose other than the purpose for which the Service Provider was engaged by us and/or as stated in this Privacy Policy.

8.3 By Law or in Response to Subpoenas or Court Orders or to Protect Rights and to Comply with Our Policies. 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 in response to a subpoena or court 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 or the Applications 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. 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.

8.4 Business Transfers; Bankruptcy. In the event of a merger, acquisition, bankruptcy or other sale of all or a portion of our assets, any user information owned or controlled by us may be one of the assets transferred to third parties. We reserve the right, as part of this type of transaction, to transfer or assign your information and other information we have collected from users of the Sites or the Applications to third parties. Other than to the extent ordered by a bankruptcy or other court, the use and disclosure of all transferred user information will be subject to this Privacy Policy, or to a new privacy policy if you are given notice of that new privacy policy and you affirmatively opt-in to accept it. Any information you submit or that is collected after a transfer, however, may be subject to a new privacy policy adopted by the successor entity.

8.5 Marketing Communications. We will email you about products and services that we believe may be of interest to you. If you wish to opt-out of receiving marketing materials from us, please follow the instructions contained in each email you receive from us describing how you can opt-out or receiving further marketing communications from us.

8.6 Aggregate Information. We may share information relating to users of the Sites or the Applications with affiliated or unaffiliated third parties on an anonymous, aggregate basis. While this information will not identify you personally, in some instances these third parties may be able to combine this aggregate information with other data they have about you, or that they receive from third parties, in a manner that allows them to identify you personally.

- **Privacy Policy Changes.** Because of changes in technology and the growth and development of our business, or for other business reasons, we may

need to modify this Privacy Policy from time to time. We will notify you of changes to this Privacy Policy by posting the amended terms on the Sites at least thirty (30) days before the effective date of the changes. If you do not agree to the new terms, you should stop using the Site, and you will not be bound by the new terms. Otherwise, the new terms will take effect after thirty (30) days. If you are a user of one of the Applications, you will be asked to affirmatively accept the new terms in order to continue using the Application.

- **European Safe Harbor Privacy Policy for Data Transfers from the European Union.** We abide by the Safe Harbor Principles developed by the U.S. Department of Commerce and the European Commission and the Frequently Asked Questions (FAQs) issued by the Department of Commerce on July 21, 2000. This section sets forth the privacy principles that we follow with respect to transfers of Personal Information from the European Economic Area (“EEA”) to the United States. For the purposes of Section 10, “Personal Information” means information that (a) is transferred from the EEA to the United States; (b) is recorded in any form; (c) is about, or pertains to a specific individual; and (d) can be linked to that individual.

To learn more about the Safe Harbor program, and to view The Recording Academy’s certification, please visit <http://www.export.gov/safeharbor>.

10.1 Notice. We will inform you about the purposes for which we collect and use your Personal Information, the third parties to whom we disclose your Personal Information, and the choices and means, if any, we offer you for limiting the use and disclosure of your Personal Information. We will provide you with notice of these practices in clear and conspicuous language when you are first asked to provide Personal Information to us, or as soon as practicable thereafter, and in any event before: (a) we use your Personal Information for a purpose other than that for which it was originally collected; (b) your Personal Information is processed by a transferring organization; or (c) we disclose your Personal Information for the first time to a third party. As discussed in this Privacy Policy, we will disclose your Personal Information to third parties as described in Section 8 (How We Share Your Information with Third Parties). If you have any questions, please contact us at the following address:

Nuçi Phillips Memorial Foundation

396 Oconee Street

Athens, GA 30601

706.227.1515

10.2 Choice. Users located in the EEA may direct us not to disclose their Personal Information to third parties (other than our Service Providers or as required by law). We do not use Personal Information for purposes incompatible with the purposes for which we originally collected the information without notifying the relevant individuals of such uses and offering an opportunity to opt-out.

Notwithstanding the foregoing, we may disclose Personal Information without offering individuals the opportunity to opt-out for the reasons described in more detail in Sections 8.1, 8.3 and 8.4 above.

10.3 Data Integrity. We will use Personal Information only in ways that are compatible with the purposes for which it was collected or subsequently authorized by you as set forth in this Privacy Policy. We will take reasonable steps to ensure that Personal Information is relevant to its intended use, accurate, complete, and current.

10.4 Onward Transfer. We may share Personal Information with Service Providers we have retained to perform services on our behalf. We require Service Providers to whom we disclose Personal Information and who are not subject to laws based on the European Union Data Protection Directive to contractually agree to provide at least the same level of protection for Personal Information as is required by the relevant Safe Harbor principles.

10.5 Security. We maintain reasonable administrative, technical and physical safeguards to protect Personal Information from loss, misuse and unauthorized access, disclosure, alteration and destruction.

10.6 Access. Upon request, we will grant individuals reasonable access to Personal Information that we hold about them for the purpose of correcting, amending, or deleting such Personal Information where it is inaccurate; provided, however, that we reserve the right to deny access or limit access in cases where the burden or cost of providing access would be disproportionate to the risks to your privacy or in the case of a vexatious or fraudulent request.

If you wish to access or amend your Personal Information, please contact our office at the address provided in Section 9.1 (Notice) above. Any of our employees who wish to review or update their Personal Information can do so by contacting the Human Resources Department.

10.7 Enforcement. If we become aware that the security of the Sites or the Applications has been compromised or your Personal Information has been disclosed to unrelated third parties as a result of external activity, including but not limited to security attacks or fraud, we reserve the right to take reasonable appropriate measures, including but not limited to, investigation and reporting, and notification to and cooperation with law enforcement authorities.

If we become aware that your Personal Information has been disclosed in a manner not permitted by this Privacy Policy, we will make reasonable efforts to notify you, as soon as reasonably possible and as permitted by law, of what information has been disclosed, to the extent that we know this information.

We are also subject to the jurisdiction of the US Federal Trade Commission.

The Federal Trade Commission may be contacted at the following address:

Federal Trade Commission

Attn: Consumer Response Center

600 Pennsylvania Avenue NW

Washington, DC 20580

consumerline@ftc.gov

www.ftc.gov

- **Contact Information.** If you have any questions about this Privacy Policy, you may write to us by postal mail at: 396 Oconee Street, Athens, GA 30601

Call us at 706.227.1515

Or email us at director@nuci.org