

PRIVACY NOTICE

Effective Date: June 10, 2024

Last Updated on: June 10, 2024

General Information

1. Keeping Your Insights Safe: Our Commitment to Secure and Reliable Data

ClinDART, Inc. (“ClinDART”, “we”, “us”, “our”) is dedicated to meeting our legal and ethical obligations when it comes to our processing of clinical trial and Personal Data. We are also dedicated to earning and maintaining your trust, and will continue to better communicate about, manage and protect the Personal Data our clients share with us. Note, if you are a consumer or trial participant, ClinDART does not generally "control" Personal Data you provide when you participate in a clinical trial. Rather, we process the Personal Data you share with the principal investigator, trial staff or other trial organization on their behalf, as they are our clients. This Privacy Notice (the "Notice") explains how we collect, manage, use, transfer or otherwise process Personal Data. This Notice will also explain how to contact us and exercise privacy rights you may have.

2. Information about ClinDART

ClinDART is a California corporation, doing business operating a custom data management and statistical programming clinical trial management and consulting company. ClinDART does not sell or market to the general public, **nor does ClinDART sell Personal Data.**

3. Scope of this Privacy Notice

This Privacy Notice applies to (a) what Personal Data we collect, (b) why we collect it and (c) how we use that Personal Data. Different categories of Personal Data are processed differently based on the relationship we have with you. The relationship we have with our clients, the clinical trial organizations, is different from the relationship we have with website visitors, or the indirect relationship we have with clinical trial participants.

When ClinDART processes website visitor data, or client account data, we are acting as a Controller. When ClinDART processes clinical trial participant data on behalf of our clients, we are acting as a Processor.

If you are a website visitor, then ClinDART acts as a Controller when you visit our public-facing website (the "Site"). However, the Site may contain links to other websites, applications and services from third-parties. The privacy and data security practices of those third-party sites (like LinkedIn, for example) are governed by the policies of those third-parties and not ClinDART.

If you are a ClinDART client, then ClinDART acts as a Controller with respect to your client account data such as your contact information or your messages to our team. We act as a Processor with respect to the clinical trial data provided by you and processed by our Services.

If you are a clinical trial participant, you might not be aware that your clinical trial sponsor used or is currently using ClinDART Services to handle the Personal Data it collected from you. After you provided your Personal Data to your clinical trial sponsor, we came into play as the Processor of that information to process your data on our client’s behalf. In simple terms, with respect to your clinical trial participant data, we work on behalf of the clinical trial sponsor company with whom you directly interacted. Please note, the clinical trial data ClinDART processes is pseudonomized, which means it has been stripped of your name or other Personal Data that would otherwise associate it to you or identify you as the source of that data. What this means is we cannot possibly determine what clinical trial data is yours at any time. Such data, in the United States, is not necessarily considered "Personal Data," although it is considered Personal Data in the European Union and the United Kingdom.

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A. Collection of Personal Data and Purposes of Use

1. Collection of Personal Data and Its Use

The Personal Data ClinDART collects is generally determined by our clients. However, who you are in relation to ClinDART determines what information we gather and how we use it.

a. How and where does ClinDART collect Personal Data?

ClinDART collects data relating to or identifying individuals (“Personal Data”) from individuals who:

- i) Participate in a clinical trial sponsored by a ClinDART client when that client directs us to process data related to a clinical trial;
- ii) Visit our Site;
- iii) Receive or send communications from/to us, including email, phone calls, and mail;
- iv) Use our Services as a client;
- v) Submit a request for information or support;
- vi) Engage with our client support or employees; or
- vii) Work at a partner or supplier of ours and interact with ClinDART in the course of doing business or contemplating doing business with us.

b. We collect Personal Data from a variety of sources, including but not limited to:

- i) Clinical trial companies who share Personal Data related to clinical trial participants with us;
- ii) From your device when you navigate our Site; and
- iii) From you when you call, email, or otherwise interact with us.

c. What type of Personal Data do we typically collect?

- i) For clinical trial participants, the organization running the trial (the Controller of the trial) , decides what Personal Data is collected from you during the trial based on the nature of the trial itself. As noted above, clinical trial data ClinDART processes is pseudonomized, which means it has been stripped of your name or any other Personal Data that could associate it with you or identify you as the source of the data. ClinDART has no ability to re-identify that clinical trial data, so we cannot possibly determine what data is yours, which is why you must reach out to your clinical trial sponsor to inquire about your rights and Personal Data. Additionally, the key to decrypt the data is held by a separate third party, and they won't share it with us, ensuring an extra layer of security.
- ii) For visitors to our Site, we collect data in connection with visitors' use of the Site as collected by our website hosting platform [GoDaddy], including pages and files viewed, operating system, searches, system configuration and date/time stamps associated with Site usage. We do not track data

outside of our website nor do we knowingly engage in any cross-contextual behavioral advertising tracking.

- iii) For clinical trial contacts, employees, and business partners, we collect your contact information and the contents of your communications with us.
- d. What Personal Data do we collect automatically?
- i) When using our Services, in particular this Site, we use technology to collect information about the device or browser you use to navigate the Site or your use of the Services, including cookies. When you use or visit our Site, the software we use may send one or more cookies — small text files containing a string of alphanumeric characters — to your device to identify your browser or device. A cookie may also convey other information, such as your Internet Protocol (IP) address; device identifiers; browser settings and specifications; and information about how you use the Service (e.g., the pages you view, the links you click, features and functionalities you utilize, and other uses of our Services). Cookies also allow tracking of your use of the Service over time. However, as we utilize such cookies on our Site, the data collected does not individually identify you to ClinDART, but the data is used as part of a larger group of data to help us understand what is going on with our business, not your business.
 - ii) We use or may use the data collected through these cookies to: (a) remember information so you will not need to re-enter it the next time you access the Services; (b) provide and monitor the effectiveness of our Services; (c) monitor aggregate metrics such as total number of visitors, traffic, usage, and demographic patterns on our Services; (d) diagnose or fix technology problems or update security; and (e) otherwise to plan for and enhance our Services.
 - iii) If you would prefer to avoid cookies, your browser may allow you to: (i) change settings to notify you when you receive a cookie, allowing you to accept it or not; (ii) disable existing cookies; or (iii) set the browser to automatically reject cookies. Note, doing so may impact your ability to use our Services. If we can't recognize you as a user, that will negatively impact your experience, as certain Service functions may not work properly. Depending on your device and operating system, you may not be able to delete or block all cookies. If you wish, you may also set your e-mail options to prevent automatic downloading of images that may contain technology allowing ClinDART to know if you have accessed our e-mail and interacted with it.

For more information about how we use Cookies, please see our [Cookie Notice](#), at the bottom of this Privacy Notice., at the bottom of this Privacy Notice.

2. How We Use the Data

a. General Obligations

ClinDART collects Personal Data for a number of purposes, including but not only the following:

- i) Providing the Services, including:
 - Promoting the security of our Site and Services by tracking use, enforcing our terms and policies, investigating and preventing fraudulent, suspicious or illegal acts, and seeking to prevent any unauthorized access to the Services;
 - Operating and maintaining the Services (e.g., billing and account management);
 - Responding to inquiries for action, support and/or information;
 - Sending technical alerts, updates, or security notifications, plus educational and administrative communications.
- ii) Pursuing Legitimate Business Interests:
 - Meeting contractual obligations to clients and partners;
 - Enabling us to understand and engage with those interested in our Services, content, and work;
 - Analyzing clients' use of the Services and Site for trends, marketing, improvements, security purposes and continued proper functioning;
 - Sending updates and communications about us;
 - Conducting internal training and research.
- iii) Meeting Legal Obligations:
 - Working to meet legal obligations, limiting damages, complying with judicial proceedings, court orders or legal processes.

b. Otherwise Where We Have Obtained Consent:

- i) We may disclose certain personal data to a third party with that person's consent.
- ii) Where we need to collect Personal Data by law or under a contract with you, and you fail to provide the Personal data requested, such deficiency is likely to prevent us from meeting our obligations.
- iii) If you provide us with Personal Data relating to another person, you must confirm you have informed that other person of our identity and why their Personal Data is required and how it will be used, and they must have given

consent (written) to share their information with us. THEY have to consent and we will need evidence of that consent. Please know you cannot consent for them.

c. **Sharing and Disclosure of Personal Data**

We may share Personal Data to vetted and contract-bound third-parties for certain purposes, including the following:

- i) **General Business Purposes:** We may share information with consultants and service providers for client or technical support, marketing, recruiting, operations, security of our Services, account management, and legitimate business purposes;
- ii) **Compliance with the Law:** We may disclose information to a third-party where legally required to comply with applicable laws, regulations, legal processes or government requests;
- iii) **Protection of our Rights:** We may also disclose information where it is needed to protect, exercise, establish or defend our legal rights;
- iv) **Business Transfers:** We may share or transfer information to support negotiations of or for a merger, sale of company assets, financing, or acquisition of all or a portion of the ClinDART business to another company;
- v) **Receiving Professional Advice:** In certain instances, we may share Personal Data with professional advisers acting as processors, including lawyers, bankers, auditors and insurers, who provide professional services, but only to the extent we legally must do so or have a legitimate interest in sharing information.

B. International Transfers, Security and Data Retention

1. **Use of Personal Data in the US, and Elsewhere**

Our Site servers are located in the United States and to our knowledge all third-party Service Providers operate in the United States. This means when we collect Personal Data from you, we are processing it in the United States.

2. Security

You acknowledge that using data and Personal Data online inherently involves risks of unauthorized disclosure or exposure due to the presence of individuals who may not respect privacy or understand its importance. By your use of online services, including our Site, you have assumed those risks. In an effort to mitigate and combat those risks, ClinDART employs and utilizes appropriate technical, organizational and administrative security measures designed to protect the security, confidentiality and integrity of your Personal Data.

3. Data Retention

ClinDART will retain Personal Data for only as long as necessary to meet legitimate business needs such as operating and providing our Services to a client. We must determine how long to keep Personal Data considering why we collected it, the amount, type, and sensitivity of the Personal Data, the potential risk from unauthorized use or disclosure, alternative ways to achieve the same goals, and any relevant legal requirements (like statutes of limitation). Typically, when we do not legitimately need the Personal Data to perform our Services or meet a business obligation, we will either delete or anonymize it or, if this is not possible (for example, because your Personal Data has been stored in backup archives), we will securely store it and isolate it from any further processing until deletion is possible.

C. Your Privacy Rights

1. What You Can Ask Us to Do

At this time, ClinDART's business is limited to the processing of clinical research data on behalf of business clients, which is generally exempt from the requirements of state privacy laws. Plus, we believe in best practices, in particular data minimization, so we limit the Personal Data we collect to only that which is necessary for operations and security. That said, if you believe we have Personal Data from you, and you would like to exercise certain privacy rights, you can reach out to us for the following:

You can access, update, change, request a copy (portability) or delete Personal Data we may have with regard to your interaction with us directly where we act as a Controller, which is when you directly provide your Personal Data to us.

If you wish to access, update, change, request a copy (portability) or deletion of your Personal Data where you are or were a clinical trial participant, and we are the Processor, you must do so by contacting your clinical trial sponsor company. You may also contact us via email at info@clindart.com or by using the contact details provided under the “How to contact Us” heading below. If the clinical trial sponsor you name in your request is a current or former client of ClinDART, we will redirect your request to the clinical trial company you name in your request. NOTE: As explained above in this Privacy Notice, ClinDART cannot identify your clinical trial data from our end. If you do not or cannot identify the clinical trial company you provided your data to, we cannot relay your request.

For a Personal Data request, please provide the following:

- a. your name;
- b. type of request;
- c. the name of your clinical trial sponsor company (if applicable);
- d. approximate date of collection of the information; and
- e. a valid email address to contact you.

For employees of a company using our Services, if you wish to access, update, change, request a copy (portability) or delete your Personal Data, please first contact your employer. If the employer is not responsive to your request, you may reach out to us via email at info@clindart.com, but we may not be able to meet your request in light of your relationship with your employer and our legal obligations.

- f. For Individuals in the EU, we are represented in the EU by the DPO Centre Ltd. For your inquiries, please contact our EU Representative at EUPrivacy@clindart.com.

i. Alternatively, our DPO can be reached:

By post at:

The DPO Centre Europe Ltd,
Alexandra House
3 Ballsbridge Park, Dublin
D04C 7H

By calling: +353 1 631 9460k

By website: <https://www.dpocentre.com/contact-us/>

ii. In any such inquiry, please provide the following:

- your name;
- type of request;
- approximate date of collection of the information; and
- a valid email address to contact you.

ClinDART does not use or process any Personal Data which would subject a person to a decision based solely on automated processing, including profiling, which produces legal effects ("Automated Decision-Making"). Automated Decision-Making currently does not take place on our Site or in or as part of our Services.

You have the right to opt-out of marketing communications we send at any time. You can exercise this right by clicking the "unsubscribe" link in the marketing communications or by using the contact details provided under the "[How to Contact Us](#)" heading below. Please

note opting-out of the receipt of marketing communications from us does not opt you out of receiving important business communications related to your current relationship with us, such as communications related to service announcements or security information. service announcements or security information.

If we have collected and used your Personal Data with your consent, you can withdraw your consent. Withdrawing your consent will not affect the lawfulness of any processing conducted prior to that withdrawal, nor will it affect the use conducted in reliance on lawful processing grounds other than consent.

2. Verification of a Consumer Request

Please note we may need to verify your identity in connection with your requests, and such verification process may, if you do not have access to your account, require you to provide additional information maintained about you to verify your identity. We may request additional information if believed necessary to verify your identity. If we are unable to verify your identity or request, we may not, in accordance with applicable law, be able to fulfill your request.

3. The GPC Do Not Track Signal

We do not utilize or allow cross-contextual behavioral advertising ("ad tracking") technologies. As such, we do not recognize the Global Privacy Control ("GPC") signal as no technologies are deployed by us requiring that type of blocking. Regardless, note that the GPC is a browser setting allowing consumers to opt-out of targeted advertisements and/or the sale of Personal Data through a pre-determined signal. The GPC allows you to make a single opt-out request that applies to websites that are able to recognize the signal.

4. Response Timing and Format

We will promptly confirm receipt of your request and we will substantively respond to a verifiable consumer request as soon as possible but within thirty (30) days of its receipt. If we need more time (up to another 60 days), we will inform you of the reason and extension period in writing within thirty (30) days of receiving your initial request.

We do not charge a fee to process or respond to a verifiable consumer request unless it is excessive, repetitive, or manifestly unfounded. If we determine the request warrants a fee, we will tell you why that decision was made and provide you with a cost estimate before completing your request.

5. Personal Data Sales Opt-Out and Opt-In Rights

We do not intentionally collect the Personal Data of consumers and sell, or intentionally share in any way the Personal Data we process in a way that could constitute a sale for value.

D. Children

Our Services and Site are not geared or in any way directed to individuals under the age of 18. We do not knowingly collect Personal Data from those under 18. If you are a parent or guardian and believe your child has provided Personal Data to us without your consent, please send an email to info@clindart.com, or by any method identified in the “[How to Contact Us](#)” section below, and we will take steps needed to delete any under 18 Personal Data from our systems.

E. Changes to Our Privacy Notice

We will need to update and amend this Notice. Your continued use of our Site and Services following the posting of changes constitutes notice and acceptance of such changes. If you do not accept the new changes, please do not use our Site and Services.

F. “How to Contact Us” Information

If you have questions or comments about this Notice, the ways ClinDART collects and uses Personal Data, your choices and rights regarding that use, or you wish to exercise your rights under applicable data privacy laws, please do not hesitate to contact us at:

Email: info@clindart.com

Postal Address:

ClinDART, Inc.
Attn: Privacy Team
16935 W Bernardo Dr Ste 103
San Diego, CA 92127

If you need to access this Notice in an alternative format due to having a disability, please contact info@clindart.com.

ClinDART's Cookie Notice

The Cookie Notice

ClinDART respects the privacy of visitors using our Site. This Cookie Notice is part of our Privacy Notice and provides you with clear and detailed information about the cookies and other technologies we use and our purposes for using them.

Like most other sites, our Site uses cookies, in combination with other code such as pixels, scripts, tags and beacons (for us here, "cookies") to distinguish you from other users of our Site. You can find out more about the different types of cookies used on our Site below. You should be aware that blocking certain types of cookies may impact your experience of our Site.

What is a Cookie?

A cookie is a small file of letters and numbers a website asks your browser to store on your device. Cookies store bits of information used to help make our Site work. Cookies set by ClinDART are called "first party cookies." We also use third party cookies, which are cookies set by a domain other than the current site you are visiting. Additional information about cookies is available at: www.whoishostingthis.com.

Your Choices Regarding Cookies

Cookie Preferences Selection

While our use of any cookies is minimal, you do have the option of changing Cookie Preferences when you first visit ClinDART site via browser settings for your particular browser. When you visit our Site, certain strictly necessary cookies will be placed on your device so our site is able to function.

Browser Settings

You may alter your cookie settings on your Internet browser to set a "Do Not Track" signal. Note, if your browser settings block all cookies (including strictly necessary cookies), you may not be able to access all or parts of our Site. Internet browser cookie settings are usually found in the "settings," "preferences" or "options" menu. In order to understand more about these settings, the following links may be helpful. You can also use the "Help" option in your browser for more details.

- [Cookie settings in Microsoft Edge](#)
- [Cookie settings in Mozilla Firefox](#)
- [Cookie settings in Safari](#)
- [Cookie settings in Chrome](#)

Industry Programs

You can also take advantage of industry-sponsored programs which allow you signal to participating companies that you have preferences as to who is allowed to advertise to you. These programs include the following:

- [Global Privacy Control — Take Control Of Your Privacy](#)
- The Network Advertising Initiative's Opt-Out page: [Opt Out - NAI: Network Advertising Initiative \(thenai.org\)](#)
- The Digital Advertising Alliance's WebChoices tool: [WebChoices: Digital Advertising Alliance's Consumer Choice Tool for Web US \(aboutads.info\)](#)

Additional information on cookies and online advertising choices are offered by:

- **Adobe Marketing Cloud:** If you would like more information on how to remove yourself from the tracking and reporting functions performed for this website by Adobe Marketing

Cloud, please visit the Opt-Out page at <https://www.adobe.com/privacy/marketing-cloud.html>

- **Google:** For information on how Google Analytics uses data, please visit “How Google uses information from sites or apps that use our services,” located at <https://policies.google.com/technologies/partner-sites>.

How Long Do Cookies Last?

Except for Strictly Necessary cookies, the cookies we run on our Site and apps will expire as follows:

Session cookies: They allow site operators to follow a user’s actions through a browser session. A browser session begins when a user opens the browser window and ends when the browser window is closed. Session cookies are temporary. Once the browser is closed, all session cookies are deleted.

Persistent cookies: These remain on a visitor’s device for a time period set by the cookie. They are activated each time a user visits the site that created that cookie.

What Cookies Does ClinDART Use & Why?

The cookies used on our Site are categorized as follows:

- Strictly necessary
- Functional
- Analytics

Strictly Necessary Cookies

These cookies are necessary for the Site to function and cannot be switched off in our systems. They allow you to move around the Site and use essential features like secure areas. Without these cookies, we cannot provide requested services. These cookies do not store information that could specifically identify you.

We use Strictly Necessary Cookies to:

- Identify and/or authenticate a user as being logged into the Site;
- Ensure a user connects to the right service if a change is made; and
- Security purposes.

You can set your browser to block or alert you about these cookies. However, if they are blocked, ClinDART cannot guarantee performance of the Site or security during a visit.

Functional Cookies

Functional cookies are used to enable enhanced functionality and personalization. Such cookies may be set by third party providers whose services are added to our Site (such as Google). Although important, these cookies are not required for your use of the Site. Without these cookies, certain functionality may become unavailable.

Analytics Cookies

Analytics cookies collect information about how you use our Site including pages visited and any errors experienced during your visit. Analytics cookies, as stated by our providers, do not collect information that could specifically identify you and are only used to improve the Site, understand the interests of our users as a group, and measure the effectiveness of content.

Analytics cookies are used for:

- Web analytics: to provide anonymous statistics on how the Site is used; and
- Error management: Improves the Site by measuring errors.

If you do not allow these cookies, we will not know when you have visited our Site nor be able to monitor its performance. Some analytics cookies are managed by third parties, such as Google Analytics.

Cookies Not Utilized by ClinDART: Targeting Cookies

ClinDART does not use or authorize other's use of targeting cookies on our Site or in our Services. Certainly, we have not knowingly or intentionally implemented such technologies.

Tacking cookies, as they are used by other websites or entities, are used to help attract customers with targeted ads and can be shared with other advertisers so ad performance can be monitored and measured. Targeting cookies can be used to build user profiles and for offering potential or current customers the ads best suited to their needs. These cookies follow users across websites (from TikTok to another website, and back to TikTok) to show ads in banners or other sites online.

- Social media cookies and tags are used by other websites and some social media platforms to enable users of the platforms to share content across websites. Such targeting is done by those platforms under their own terms of use.
- Advertising cookies and tags are used by other websites to personalize ads delivered to you on other sites. These cookies collect data about online activity and allow ads to be displayed that may be of interest to you. These cookies also record which ads you have seen and if you engaged with the ad.

Again, ClinDART does not use nor authorize the use of tracking technologies. We don't run ads online and we do not interact with or in any way knowingly monitor the behavior of consumers.