



PRIVACY STATEMENT

Opta Group LP, together with its subsidiaries (collectively, "Company," "we," "us," or "our"), respects the privacy of visitors to its website. Our Privacy Statement ("Statement") explains our online information practices regarding the collection of information from our websites (collectively, the "Site"), including the collection of personal information, and the choices you can make about the way your information is collected and used. We respect your right to privacy. This Statement only covers websites owned by the Company.

The Company is a business-to-business ("B2B") enterprise that is directed exclusively at customers purchasing goods in connection with their business operations for commercial purposes. As a result, we treat all Personal Information (as defined herein) covered by this Statement, including information about visitors to our website, as pertaining to individuals acting in their capacity as business representatives, rather than in their personal capacity. However, if during the course of providing services we receive: (1) consumer Personal Information; or (2) B2B data treated as Personal Information under applicable laws like the California Consumer Privacy Act and the GDPR, this Statement describes how we process such information. Please note that, to the extent permitted by applicable law, your use of this Site signifies your understanding and acceptance of the terms of this Statement.

Types of Information

In this Statement:

- (a) "Analytical Information" means all Non-Personal Information obtained through the use of cookies (or other tracking technologies) and server log files (including, but not limited to, (i) your search terms, (ii) your computer's access date and time, browser, connection speed, Internet service provider, language, location, manufacturer, visit details, and operating system, and (iii) whether or not you opened e-mail messages and other electronic communications from us, and if you did, the times they were opened);
- (b) "California Information" means all Personal Information that relates to residents of California and that is covered by the California Consumer Privacy Act (as amended by the California Privacy Rights Act or otherwise), the California Online Privacy Protection Act, or any other applicable California privacy or data protection law, including any amendments thereto (collectively, the "California Laws");
- (c) "Collected Information" means all (i) Personal Information and (ii) Non-Personal Information;
- (d) "Non-Personal Information" means all information collected by the Company, whether electronically or manually, through the Site or e-mail messages and other electronic communications that you may send to us in connection with use of the Site, that is not Personal Information (including, but not limited to, any Analytical Information);
- (e) "Personal Information" means all information collected by the Company, whether electronically or manually, through the Site or e-mail messages and other electronic communications that you may send to us through the website, that relates to an individual and that identifies, or can be used in conjunction with other readily-accessible information to

identify, such individual (including, but not limited to, name, e-mail address, physical address and phone number); and

(f) “EU Information” means all Personal Information collected by the Company, whether electronically or manually, through the Site or e-mail messages and other electronic communications that you may send to us, that relates to individuals in the European Union, UK or Switzerland and that is otherwise covered by the General Data Protection Regulation (“GDPR”).

Information Collection and Use

Opta measures the performance of the Site to determine how we can improve and expand upon the content and services we provide. We have designed the Site so that you are not required to provide any Personal Information or EU Information unless you are requesting access to certain options and services. We, along with certain third-party site support partners, only collect Personal Information or EU Information that you voluntarily provide to us. You may choose at any time not to provide Personal Information or EU Information, although this may restrict our ability to provide requested services or information.

- **Contact Forms**

We may collect Personal Information or EU Information when you complete our Contact Opta Worldwide Form which solicits contact information, including name, email address, phone number, company name and industry. We may use information obtained from you, such as contact information to complete your submitted requests to receive specific information, such as email notifications, literature requests, or newsletter subscriptions, or to contact you about the offerings or services in which you have expressed an interest.

- **Job Applications**

We may also solicit Personal Information or EU Information from individuals applying for jobs advertised on our online job portal. The information collected through the online job portal, including contact information and resumes, is collected and processed through our vendor, Dayforce HCM, Inc. Although Dayforce shares certain candidate information with the Company, Dayforce conducts the initial processing and storage of candidates’ data, including Personal Information or EU Information. For this reason, we encourage you to review the privacy policy posted on the Dayforce application.

- **Emails**

Whether or not you have previously sent us an e-mail message, you consent to our sending you e-mail messages and other electronic communications (a) in connection with your use of the Site, (b) in the ordinary course of business, or (c) for any other legitimate business purpose (including, but not limited to, our newsletter and other marketing materials). Since we endeavor to send e-mail messages and other electronic communications only to individuals desiring to receive them, you can unsubscribe to such e-mail messages or other electronic communications, if any, at any time by contacting us as set forth in this Statement or by following the directions, if any, contained in such e-mail messages or other electronic communications. Any request to unsubscribe to e-mail or other electronic communications

will likely be effective within 48 hours after your request is received by us. For more information about communications with EU, UK or Swiss residents, review the Section below entitled European Residents' Rights.

Analytical Information

When you access the Site, Opta we collect Analytical Information. Your browser may provide you with the ability to refuse the placement of cookies, as well as the ability to delete already-existing cookies. If you refuse, or delete previously existing cookies, you may not be able to use some features of the Site.

Analytical Information will only be used by us (a) to record your use of the Site, (b) to diagnose problems with the Site, (c) to improve the Site and make the Site more useful to you and other users, and (d) for other legitimate business purposes of the Company (including, but not limited to, marketing). We will collect Analytical Information either directly or through third parties acting on its behalf.

- **Cookies**

A cookie consists of information sent by a web server to a web browser and stored by the browser. The information is then sent back to the server each time the browser requests a page from the server. This enables the web server to identify and track the web browser. Ordinarily, the information collected by a cookie includes, among other things, the IP address of the device accessing the Site. That information alone does not provide a website operator with sufficient information to directly identify an individual user, unless additional information is made available through the user's Internet Service Provider or provided by a user. We do not make any attempt to link IP addresses to individual users.

At a user's request, cookies may be used to store the name and email address of a user in connection with the Contact Form. When you log in, we will also use several cookies to save your login information and your screen display choices.

We use Google Analytics to analyze the use of this Site. Google Analytics generates statistical and other information about the Site's use by means of cookies, which are stored on users' computers. The information generated relating to our Site is used to create reports about the use of the website. Google will store this information. Google's privacy Statement is available at: <http://www.google.com/privacyStatement.html>. Most browsers allow you to reject third-party cookies or all cookies.

Sensitive Information

In the unlikely event that the Company collects any Sensitive Information from you, your explicit consent will be obtained before such Sensitive Information is (a) disclosed to a third party or (b) used for a purpose other than the purposes for which such Sensitive Information was originally collected or subsequently authorized by you through the exercise of an "opt-in" choice. We will also treat as Sensitive Information any Personal Information or EU



Information of an individual received by us from a third party if the third party identifies it in writing to us, and treats it, as sensitive.

Linked Websites

We sometimes provide links to third-party websites. You acknowledge that such links are provided for your convenience only and do not constitute an endorsement by us of such third-party websites. Since we do not control these websites, we assume no responsibility for the privacy practices of such websites. We encourage you to review the privacy policies posted on those, and all, third-party websites.

Protecting Your Information

The Personal Information or EU Information you provide online, if any, is retained for no longer than is necessary, depending on the purpose for which it is held, and is electronically stored on a secure server. We protect the Personal Information and EU Information you share with us through commercially reasonable means. Access to such information is limited only to our employees and third-party partners, all of whom are required to keep your information confidential. We do not sell, share, loan, trade, or lease any Personal Information or EU Information collected on the Site. We do not engage in targeted advertising.

Legally Compelled Disclosure

We will disclose your Personal Information or EU Information when required to do so by law, for example, in response to a court order or a subpoena or other legal obligation, in response to lawful requests by public authorities, including to meet national security or law enforcement agency's requirements, or in special cases when we have reason to believe that disclosing your Personal Information or EU Information is necessary to identify, contact, or bring legal action against someone who may be causing injury to or interference with (whether intentionally or unintentionally) our rights or property.

Security

The Company endeavors to protect the security of all Personal Information and EU Information, including your choices for its intended use. When necessary, we use Secure Socket Layers or SSL technology to protect the transmission of Sensitive Information. We store your Personal Information and EU Information on a secure server, and use procedures designed to protect the information we collect from unauthorized access, destruction, use, modification, or disclosure.

Although we will take (and require our third-party providers to take) commercially reasonable security precautions regarding your Personal Information and EU Information collected from and stored in connection with the Site, due to the open nature of the Internet,



we cannot guarantee that any of your Personal Information or EU Information stored on our servers, or transmitted to or from a user, will be free from unauthorized access, and we disclaim any liability for any theft or loss of, unauthorized access or damage to, or interception of any data or communications. By using the Site, you acknowledge that you understand and agree to assume these risks.

Transfers of Collected Information

Any Collected Information obtained by the Company, whether or not for a specific purpose, may be transferred to third parties designated by us (including, but not limited to, any affiliates, distributors, sub-contractors or vendors of the Company) for any purposes for which we could use such Collected Information, except that, in the case of EU Information and only to the extent required by law, we will (a) notify you of such transfer, (b) limit the use of any third party's use of EU Information to the business purpose, (c) require that such third party provide at least the same level of privacy protection as is required by the GDPR, (d) take commercially reasonable efforts to ensure that such third party effectively processes EU Information in a manner consistent with our obligations under the GDPR, (e) require such third party to notify us if such third party makes a determination that it can no longer meet its obligation to provide the same level of privacy protection as required under the GDPR, and (f) upon such notice, we must take commercially reasonable efforts to terminate and remediate unauthorized processing of EU Information.

We may also at any time, in our sole discretion, disclose and use any Collected Information (including, but not limited to, a computer's Internet protocol address), whether or not you furnished such Collected Information for a specific purpose, to (a) comply with, or as permitted by, any applicable law or lawful request of a government or public authority for purposes of satisfying, among others, national security and law enforcement requirements, (b) cooperate with law enforcement, and other third parties, in investigating a claim of fraud, illegal activity or infringement of intellectual property rights, (c) protect the rights, property or legitimate business interests of the Company or a third party, or (d) transfer such Collected Information to a third party acquiring all, or substantially all, of our assets. If Collected Information is so transferred, we will have no responsibility for any action of the third party to whom or which such Collected Information is transferred.

Users from Other Jurisdictions

The Site is controlled and operated by the Company from the United States. If you are not a resident of the United States or you are located outside the United States, you should not use the Site unless you are in compliance with all applicable law. If you choose to use the Site or provide information to us, please note that we may transfer Personal Information provided by you for processing in the United States. By providing Personal Information to us for the purpose of setting up an account, ordering goods, or placing you or your company on our contact lists, you consent to the transfer of Personal Information to the

United States. The transfer of that Personal Information to the United States is necessary for us to provide the Site.

We do not represent or warrant that the Site, or any portion thereof, is appropriate, lawful, or available for use in any particular jurisdiction. Those who choose to access the Site do so on their own initiative and at their own risk, including the risk that Personal Information may be subject to surveillance, or other processing, by U.S. intelligence agencies in connection with your use of the Site. If you do not agree to assume this risk, you should immediately discontinue use of the Site.

European Residents' Rights

Individuals residing in the European Economic Area (EEA), Switzerland, and the United Kingdom (collectively, "EU residents") may benefit from a number of rights in relation to any EU Information processed in connection with the use of the Site. We generally process EU Information of EU residents on the legal basis of our legitimate interests in performing the function or service you requested and because we are contractually required to do so. Where appropriate, we may rely on alternate legal bases, such as your consent to certain types of processing. Where we process your EU Information on the basis of consent, we will clearly obtain your opt-in consent. Where given, you may withdraw your consent at any time by contacting us as set forth in the Contact Information section below.

Under the General Data Protection Regulation (GDPR), EU residents may be entitled to the following privacy rights:

- **Right to Know.** You may have the right to know about what EU Information we collect and process about you, including the types of EU Information we collect and process, the sources of such information, our retention criteria, with whom we share your EU Information, cross-border data transfers, and how to file complaints and inquiries.
- **Access Rights.** You may have the right to ask us whether we process any of your EU Information and, if so, receive access to such information. When complying with an access request, we will also provide you with additional information, such as the purposes of the processing, the categories of EU Information concerned as well as any other information necessary for you to exercise the essence of this right.
- **Rectification.** You may have the right to have your EU Information corrected/rectified in case of inaccuracy or incompleteness. Upon request, we will correct inaccurate EU Information about you and, taking into account the purposes of the processing, update any incomplete EU Information, which may include the provision of a supplementary statement.

- **Erasure.** You may have the right to have your EU Information erased, which means the deletion of your EU Information by us. However, your right to erasure is subject to statutory limits and prerequisites.
- **Restriction of Processing.** You may have the right to obtain the restriction of the processing of your EU Information, which means that we suspend the processing of your EU Information for a certain period of time. Circumstances which may give rise to this right include situations where the accuracy of your EU Information is contested, but we need time to verify the inaccuracy (if any) of your EU Information.
- **Data Portability.** You may have the right to request we provide you with your EU Information in a structured, commonly used and machine-readable format and to have such data transmitted directly to another controller, where technically feasible.
- **Right to Object.** You may have the right to object to the processing of your EU Information, which means you may request we no longer process your EU Information. This only applies in cases where we assert the “legitimate interests” ground as the legal basis for processing. However, at any time (and free of charge) you can object to having your EU Information processed for direct marketing purposes.
- **Automated Decision Making.** You may have the right to object to having us use your EU Information to conduct automated decision making. However, we do not engage in any activity that subjects our customers, website users, survey participants, or others to a decision based solely on automated processing, including profiling, which produces legal effects, or similarly significant results, impacting them.
- **Right to File a Complaint.** You may have the right to file a complaint with a supervisory authority if you believe that your EU Information is being processed in violation of the GDPR. The complaint can be lodged with the supervisory authority in the Member State of (1) your habitual residence; (2) your place of work; or (3) the place of the alleged infringement. For a list of supervisory authorities see https://www.edpb.europa.eu/about-edpb/about-edpb/members_en.
- **Right to Opt-out.** We will obtain prior consent to send marketing emails to individuals unless it has obtained the individual's contact information in the context of the sale of a service or product. If we obtain your contact information in the context of such sale, you may have the right to opt-out of future marketing emails.

To submit any of the above-mentioned privacy requests, please contact us as set forth in the Contact Information section below. You may designate an authorized agent to submit a privacy request on your behalf. If you make any request related to your EU Information, we

will ascertain your identity to the degree of certainty required or permitted under the law before addressing your request. In particular, before granting you access to, erasing, or correcting, specific pieces or categories of EU Information or otherwise responding to your request, we will, to the extent required or permitted by law, (i) require you (or your authorized agent) to verify your request via email, (ii) request certain contact information or government identifiers, and (iii) match at least two pieces of such EU Information with data that we have previously collected from you. None of your privacy rights are absolute, and such rights are subject to exceptions and exemptions.

California Residents

We do not sell or share any California Information. A comprehensive description of our online and offline information practices pertaining to California Information, and an explanation of the rights afforded to California residents pursuant to the California Laws, can be found at the following link: [California Privacy Disclosures](#). We do not discriminate against a California resident for exercising any right of such resident under the California Laws, except as permitted under the California Laws.

Canadian Residents

Individuals residing in Canada, Alberta, British Columbia or Quebec may have certain rights in relation to any Personal Information processed in connection with the use of the Site. Specifically, under the Personal Information Protection and Electronic Documents Act ("PIPEDA") and the substantially similar laws of Alberta, British Columbia and Quebec, you may have the right to access, right to rectification, right to withdraw consent and the right to lodge a complaint. Generally, these laws do not apply to business contact information, including information that is used for the purpose of communicating or facilitating communication with an individual in relation to their employment, business or profession such as the individual's name, position name or title, work address, work telephone number, work fax number or work electronic address. If you have any questions or complaints about these rights or desire additional information, please promptly contact us using one of the methods set forth in the Section entitled Contact Information.

Children's Privacy

The Site is not intended for children under 16 years of age. However, if a parent or guardian of a child who is under 16 years of age discovers that Personal Information or EU Information of such child has been submitted to the Company through the Site without the parent's or guardian's consent, we will use commercially reasonable efforts to remove such information from the Site and our servers at the parent's or guardian's request. To request the removal of such information, the parent or guardian must contact us as set forth in this Statement, and provide all information requested by us to assist it in identifying the Personal Information or EU Information to be removed.

Choice to Opt-Out

If at any time, you wish to stop receiving information from us, or to have your name and other Personal Information or EU Information removed from our website, please reply to sender or forward the email to our Web administrator at info@opta-group.com indicating your desire to opt-out by typing "Remove" in the subject line. Please note that this opt-out strategy only applies to information provided electronically by us.

Complaints

Any complaint by you regarding any Collected Information, or otherwise relating to this Statement, whether or not covered by the GDPR or PIPEDA, must first be submitted to the Company, and we must be given a reasonable opportunity of not less than 45 days to investigate and respond to your complaint. Upon our completion of such investigation and so responding, the Company and you must then attempt, in good faith, to promptly resolve any remaining aspects of your complaint. If any aspect of your complaint involving the processing of Personal Information remains unresolved after an additional reasonable period of time of not less than 45 days, (a) you may commence litigation against us in connection with the unresolved portion of your complaint only in a court located in Erie County, New York, and having subject matter jurisdiction over your complaint, and (b) you consent to any such court's being, and waive any objection (including, but not limited to, any such objection based on inconvenience) to such court's not being, a proper venue for your complaint.

If any aspect of your complaint involving the processing of EU Information remains unresolved after an additional reasonable period of time of not less than 45 days, you may lodge a complaint with the supervisory authority in the Member State of (1) your habitual residence; (2) your place of work; or (3) the place of the alleged infringement. For a list of supervisory authorities see https://www.edpb.europa.eu/about-edpb/about-edpb/members_en.

If any aspect of your complaint involving the processing of Personal Information that is covered by PIPEDA, (or any corollary legislation for Alberta, British Columbia or Quebec) remains unresolved after an additional reasonable period of time of not less than 45 days, you may lodge a complaint with the Office of the Privacy Commissioner of Canada or corollary regulator for Alberta, British Columbia or Quebec.

Entire Agreement

Except as set forth in this Section, this Statement contains the entire agreement, and supersedes all prior oral and written agreements, proposals and understandings, between you and the Company, with respect to Collected Information. If you use the Site, such use or dealings will be subject to this Statement, plus any other written agreement between the parties that is applicable thereto. To the extent there is any conflict or inconsistency



between any provision of this Statement and any provision of such other agreement, the former shall control.

Severability

Whenever possible, each provision of this Statement shall be interpreted to be effective and valid under applicable law. If, however, any such provision shall be prohibited by or invalid under such law, it shall be deemed modified to conform to the minimum requirements of such law, or if for any reason it is not so modified, it shall be prohibited or invalid only to the extent of such prohibition or invalidity without the remainder of such provision, or any other provision of this Statement, being prohibited or invalid.

Revisions

We may revise any provision of this Statement from time to time by posting the revised provision on the Site so long as such revision does not conflict with any applicable law. Any such revision will take effect immediately upon such posting and will apply to all Collected Information obtained by us after such posting. It is your responsibility to periodically check this Statement on the Site for revisions to this Statement. The latest version of this Statement will always be the one posted on the Site.

Expenses

Except as provided in this Statement or any applicable law, you are solely responsible for all fees and disbursements of any attorney or other advisor retained by you in connection with enforcing your rights under this Statement.

Contact Information

If you have any questions or complaints, desire additional information, or need to notify us of anything regarding this Statement, please promptly contact us using one of the methods set forth below:

Sending regular mail to:

Opta Group

USA

Corporate Office

300 Corporate Parkway-118N

Amherst, NY 14226

-or-

Sending an email to:

info@opta-group.com