



## **Privacy Policy**

The following policies (“Privacy Policy”, “Policy”) describe spinTouch, Inc.’s (‘spinTouch”, “we”, or “us”) practices regarding the collection, use, retention, and disclosure of information we collect about individuals (“you”) through use of the spinTouch website, temperature reading devices (“Thermometers”, “Devices”), and device management portals (“spinTouch Dashboard,” or “Dashboard”) (collectively, “Services”). This Policy also sets forth the general practices and protocols applied by spinTouch to all information collected across the suite of spinTouch products and services.

By either agreeing to this Policy explicitly or by using or otherwise accessing any of the above defined Services, you hereby acknowledge that the following terms apply and you consent to and authorize the data collection, retention, sharing, and use policies expressed herein.

From time-to-time in the use of spinTouch Services, you will be prompted to acknowledge and accede to this Policy and our Terms and Conditions of use. You can review the Terms and Conditions here: [https://spintouch.com/product/rapidscreen/support/terms\\_conditions.pdf](https://spintouch.com/product/rapidscreen/support/terms_conditions.pdf)

### About our approach to personal information integrity

SpinTouch places an absolute priority on securing your private information and using it in extremely circumscribed ways. Accordingly, we strive to implement security practices and data protection protocols that meet or exceed industry standards.

### About RapidScreen Thermometers and Dashboard

We provide Thermometers that can be deployed by purchasers in public, private, or employment settings (“Customers”) in order to determine an approximate body temperature for the purposes of tracking possible elevated body temperatures. These Devices are not medical devices as defined by relevant regulatory authorities (including but not limited to the United States Food and Drug Administration).

Through the spinTouch Dashboard, our Customers can manage those devices in an effort to track potential elevated body temperature cases and, where appropriate, take efforts to limit potential fever exposure.

### Applicability of this Policy to other spinTouch Products and Services

From time-to-time, spinTouch may provide additional products and services to its customers and clients of its customers. spinTouch certifies that all data collected, from any source within the spinTouch ecosystem, shall be bound to these Policies as they relate to personal information collected, how said information is processed, and how that information is secured. The generally applicable practices described herein shall apply to all spinTouch products and services, unless otherwise stated explicitly in the Terms and Conditions for that particular product or service.

Who manages the information collected about me through the RapidScreen Dashboard?

The Dashboard may only be accessed and actively managed by the individual designated by the Client (most often an employer). This individual with primary access (“Administrator”) is identified by Customers at the moment that Dashboard accounts are created. The Administrator is responsible for safeguarding those login credentials to protect against any unauthorized access or intrusion. The Administrator may create additional Dashboard-accessing accounts as circumstances may require.

Personal Data/Information that we collect

spinTouch strives to limit its data collection to the least required in order for it to provide its Services. Moreover, we approach all of our decisions in this regard to what is the least intrusive for our Customers and those who interact frequently with our products. In delivering these Services, the below information is what is collected.

When you either (a) provide information to spinTouch through an invitation link for registration sent from our Dashboard, or (b) your information is uploaded to us by an employer or a third-party whom you have authorized to share your data with us, we collect the following about you in order to create a Profile that consists of the following:

- Name (first and last);
- Phone number;
- Email;
- Responses to standard or custom survey questions (*see below*); and
- A method for individual identification through RapidScreen (used only if your Administrator has enabled this feature - some locations may choose not to use facial recognition or RFID and thus all scan records indicate the person as ‘Stranger’).

There are two options for a user to supply spinTouch with a unique identifier for use on our devices. (1) An actual photograph wherein the person under whose name the registration was created is readily identifiable. Under California Civil Code, a “person shall be deemed to be readily identifiable from a photograph when one who views the photograph with the naked eye can reasonably determine that the person depicted in the photograph is the same person who is” the subject of the registration. (2) A unique radio-frequency identification (RFID) badge card or number that is generated, assigned, and provided by the administrator of the spinTouch Dashboard account. The decision as to which of the two options is used is made by individual Customers in conjunction with their own preferences and operational needs. Please contact the Administrator for your Dashboard if you have questions.

When an individual stands within the appropriate distance for the Device to collect a temperature reading and associate that reading with an individual through either of the methods described above (“Interacts”), spinTouch collects the following and associates said information with your Profile:

- A record of a timestamp log;
- Identifying individuals using either facial recognition or the unique RFID identifier, and
- Pass / Fail results on temperature measurement (*Note that the precise temperature-designation that determines a Pass / Fail result is set by the Administrator*).

- Note that some Devices may not store records of scan data at all. Specifically, it is possible for Devices to be used as standalone kiosks that retain no data and only display real-time results on screen. If you have questions about this, please contact your Administrator

These records are viewable and can be deleted by the Administrator through the Dashboard.

#### Information collected about non-registered individuals (“Guests”)

If you are a visitor to a location that uses a spinTouch Device and you do not have a Profile in the Dashboard under which that Device is managed (thus you are considered a “Guest”), RapidScreen will collect and save a photo of you (with timestamp and pass / fail result) that is logged through the Dashboard according to this Policy (unless the Device Administrator set the Device to operate in standalone mode with no data retention). We collect, retain, share, and use that information collected according to this Policy. In the event you have specific questions regarding collecting information in this context, please contact the company Administrator for that particular Device.

#### Data Retention on the Device Itself

Devices supplied after March 30th, 2021 that are operated by software v.1.0.18 or higher (“V3 devices with the Rapidscreen app” known as Second Generation) do not have the ability to store any information gathered locally on the Device itself. Accordingly, all information collected from said devices must either be managed by the spinTouch Dashboard, a third-party software system, or it will not be recorded and will not be saved or otherwise retained.

Devices supplied prior to March 30th, 2021 that are operated by V.2.5.0.11, V.2.5.3.4, V.2.5.0.4, V.2.4.0.4.4, or tdxFace v2504 (“First Generation”) do, in limited circumstances, have the ability to store information collected by said Device locally if the Customer enables said retention. In the event Customer enables such retention on said devices, Customer is solely responsible for the data collection, use, and protection. Please contact your Administrator if you have any questions about how your information is collected in the event you interact with machines discussed in this paragraph.

Second Generation Devices will collect Pass / Fail results under the category name of “Measurement” (as viewed from within the Dashboard) for all individuals (both those who are registered by the Administrator and those who are not). In order for Device to collect information about an individual, said Device must be connected to the internet and managed through the spinTouch Dashboard. Otherwise, information collected by the Device from Interaction Sessions will not be retained. For First Generation Devices, please contact your Administrator should you have questions as to how and whether information is collected and used.

Administrators may enable the collection and retention of actual temperature recordings (as opposed to the Pass / Fail default setting).

#### Critical information about the survey responses collected

Through the spinTouch Dashboard, Administrators may at the time of registering your Profile and from time-to-time thereafter solicit responses to a series of questions (“Surveys”). These Surveys consist of spinTouch provided default questions, which are recommended by the Centers for Disease Control

(CDC). Administrators may edit these default questions, remove them entirely, replace them, or augment them.

Whether or not you provided the information sought through said Surveys will be retained for the period of time as set by the Administrator but in no circumstances may they be retained for longer than four (4) weeks.

#### Additional information that we collect from Devices

spinTouch collects additional information from Devices themselves. Said information cannot be used to identify you nor is it in any way your personal information. The nature of this information pertains to the Devices and consists of:

- The Internet Protocol (IP) address of any Device connected to the internet;
- The Client ownership of any said registered Device (consisting of the Media Access Control (MAC) identifier and Device serial number);
- The IP and MAC address of any connected Star Micronics printer for CloudPrint integration to the Dashboard (optional to the Administrator);
- The URL endpoint or Slack channel access information that a Customer integrates into Dashboard (optional to the Administrator); and
- The SMTP information of any mail server that is entered to replace the default mail server (optional to the Administrator).

If you have additional questions about what information of this nature may be collected by Devices with which you interact, please contact your Administrator.

#### How we use the information that we collect

spinTouch does not sell or otherwise “share” (as defined by the CCPA) the information that we collect through our Devices or Dashboard, or any other spinTouch product or service. Primarily, the information collected from our Devices and viewable through the Dashboard is for the exclusive purpose of preventing the proliferation of diseases that exhibit fever-like symptoms. Furthermore, spinTouch does not share this information collected through the Devices or any other source with any third-party, including government public health authorities. Said information is only accessible to the Customer through the Dashboard.

Customers may have their own policies relevant to the sharing or disclosing of the information described in this Policy. If you would like to know how your information is shared outside of the policies expressed herein, please contact your Administrator directly.

#### Data life cycle

Generally speaking, we only retain information about your scan results and questionnaire responses for as long as is necessary to provide our Services. The length of time for which this information can be retained ranges from no storage time whatsoever, to a few hours, up to 1 month. Retention timelines are controlled by the Administrator at your company.

Certain information is held for a longer time-frame than is others. Specifically, information about you provided either by you or your Administrator including name and photograph can be retained for an extended period of time. Please note that there is no limit on this data and it may be indefinite.

Information collected about you regarding temperature test results is held for a much shorter time period. spinTouch affords Customers with a range of options regarding the length of time for information retention. If a Customer chooses to store information collected through Devices or Dashboard, the designated Administrator can select from a set number of options from one hour and up to four (4) weeks.

At the expiration of that designated time period, the information is deleted from our SQL database. Upon deletion, spinTouch will not retain any physical or digital copies and said deleted information cannot subsequently practicably be read or reconstructed.

Please contact your Administrator directly if you would like to know the specific policy regarding information collected about you.

#### How we share the information that we collect

Aside from the policies described above, we share some additional information with third-parties in limited circumstances:

- (1) With our third-party service providers (for example, Amazon Web Services, Star Micronics, Google Mail, Slack and Twilio) as a part of providing the aforementioned Services. In such circumstances, we will share your name (if you are registered), photograph (if uploaded by your Administrator), notice of a failed (or passed) temperature test, or potentially a failed or abandoned questionnaire, if that option is enabled by your company Administrator.
- (2) When required to by a lawful court order or validly submitted request by a pertinent governmental agency.
- (3) spinTouch transfers to a third party the personal information of a consumer or consumers in the course of a merger, acquisition, bankruptcy, or other transaction in which the third party assumes control of all or part of the business. In such an event, your information will continue to be collected, managed, shared, and used according to this Policy and, should the third-party seek changes to the manner in which that information is collected, used or shared, you will be afforded notice as to those changes.
- (4) In the event your Administrator chooses to integrate additional third party service providers (for example, Slack Technologies Inc.), your information may be shared through those channels. If you would like more information as to what third-party service providers may have access to your information, please contact your Administrator directly.
- (5) When you otherwise consent to the disclosure of information collected about you.

#### Information on Children

spinTouch does not knowingly collect personal information from children under thirteen (13). If we become aware that a child under thirteen (13) has provided us with personal information, we take steps to remove such information and terminate the child's registration.

Furthermore, spinTouch does not contact children under the age of thirteen (13) about special offers or for marketing purposes, unless the age is unknown to spinTouch through no fault of our own. spinTouch does not knowingly ask children under the age of thirteen (13) for any personal information.

If you are a private organization or a public entity that will use spinTouch Devices or other products or services to collect, retain, and/or process information about individuals under the age of thirteen (13) or, generally, below the age of majority (18), then you are solely responsible for ensuring that you have all legal authority and required permissions to do so. Furthermore, you agree to indemnify and hold harmless spinTouch, its directors, officers, employees, representatives, and agents for any breach of any obligation you owe, under statute or contract, under this Section, as against any claims by third-parties.

#### Additional information on Cookies

We use HTTP cookies, which are small pieces of data generated by your browser, to optimize your interaction with our Services. Specifically, spinTouch stores cookies on your browser in order to identify your web browsing device and associate that device with a particular account. This enables easier access to our website after you have logged in.

Accordingly, we only use cookies for our own Services and do not knowingly permit third-parties to generate and store cookies on your local device.

If, however, you do not want us to store cookies on your device, you may prevent us from doing so or remove cookies we have previously generated and stored on your device through the “settings” of your browser. Consult your browser Help function to determine how to achieve this. Please note, however, that doing so may prevent proper functionality of some components of our Services.

#### California Consumer Privacy Act (CCPA) integration

The CCPA is a state law that seeks to advance the cause of privacy protection and consumer rights for California residents. It affords California residents with certain rights and protections including the right to know what personal information has been collected, disclosed, or sold to third-parties for their direct marketing purposes over the preceding twelve (12) months.

As we assert above, to protect the peace of mind of our Customers and those who interact with spinTouch Devices, we hold ourselves to the standards established by the CCPA. Accordingly, we want to inform you that you have several rights under this law:

- (1) The right to know the nature of the information collected and the purposes for which the categories of information are collected or used and whether that information is sold or shared. Further, consumers have the right to know for how long each category of information is retained. If you would like to know this information, please use the contact information below.
- (2) The right to request that a business delete any personal information about the consumer which the business has collected from the consumer. If you have questions or would like to initiate a process to delete your information, use the contact information below.
- (3) The right to correct inaccurate personal information.

- (4) The right to opt-out of the sale or sharing of personal information. Please note, as explicitly stated above, that spinTouch **does not sell and has not sold or otherwise shared** your personal information during the 12-month period prior to this notice.
- (5) Right to Non-Discrimination for the Exercise of a Consumer's Privacy Rights. SpinTouch will not discriminate against any individual for exercising any of their rights herein described.

If you or your authorized agent seeks information or to take action under any of the rights enumerated above, please contact us using the contact information below. In your inquiry, please include "California Privacy Rights" in the subject line and, in the body of the email, include the following information to enable us to validate your identity and your request: [info@spintouch.com](mailto:info@spintouch.com).

If you are a registered agent acting on behalf of an individual seeking to avail him or herself of rights enumerated above, please provide your written authorization executed by said individual within your inquiry.

spinTouch is only responsible for validity submitted requests that conform to the requirements stated immediately above.

spinTouch is not responsible for actions taken by our Customers to use, share, or transfer data.

#### Options available to you about your information

In the event you no longer wish to have your information retained, please contact your Administrator directly to determine what steps must be followed in order to do so. An Administrator can delete information about you at any time.

In the event you ask us to delete or otherwise terminate your Profile, we are under no obligation to destroy or otherwise remove from our services information created about you during the existence of your account except as outlined in this Policy or as required by law.

#### How to contact us regarding privacy

All inquiries under the California Consumer Privacy Act or about the spinTouch Privacy Policy generally can be directed to:

spinTouch, Inc.  
ATTN: Privacy Manager  
2323 Main Street  
Irvine, CA 92614  
E-mail: [info@spintouch.com](mailto:info@spintouch.com)

#### How spinTouch protects your information

To ensure that all information collected by spinTouch Devices and transmitted for display through the Dashboard, or to any other spinTouch provided web-based service, is protected, we incorporate Secure Sockets Layer (SSL). SSL is a form of encryption that protects the transmission of data by creating a secure connection between customer web browsers and our servers. This is in addition to limiting administrative access to Dashboard accounts, and all other spinTouch provided user administration

portals, and conducting annual security reviews to ensure that we incorporate the best practices in response to existing and future security threats.

Additionally the SQL database which runs the site that exists on AWS is itself encrypted. Thus, even if security on AWS were to be breached the database would be unreadable without the proper decryption keys.

#### Amendments to this Policy

We may amend this Policy at any time at our sole discretion and without prior notice. If we make any material amendments, we or your Administrator will advise you about those changes by notifying you in a prominent place on our Website or through a direct communication with you. You should check back with us from time to time in order to confirm that there have been no significant changes.

Please note that the use of information that we gather is subject to the Policy then in effect at the time of use.