

DISCZ MUSIC APP
PRIVACY POLICY

Last Updated: March 1, 2022

We at Discz Music Inc. (“Discz,” “we,” “us,” or “our”) have created this privacy policy (this “Privacy Policy”) because we know that you care about how information you provide to us is used and shared. This Privacy Policy relates to the information collection and use practices of Discz in connection with our application (the “App”).

BY CLICKING “I ACCEPT,” YOU: (A) ACKNOWLEDGE THAT YOU HAVE READ, UNDERSTOOD, AND AGREE TO BE LEGALLY BOUND BY THIS PRIVACY POLICY; AND (B) REPRESENT THAT YOU ARE 13 YEARS OF AGE OR OLDER.

Capitalized terms not defined in this Privacy Policy shall have the meaning set forth in our Terms of Use.

I. **Age Requirements**

We do not knowingly collect personal information from children under the age of 13 through the App. If you are under 13, please do not use the App or provide us with any personal information. We encourage parents and legal guardians to monitor their children’s Internet usage and to help enforce our Privacy Policy by instructing their children never to provide personal information through the App without their permission. If you have reason to believe that a child under the age of 13 has provided personal information to us, please contact us, and we will delete that information from our databases.

II. The Information We Collect and/or Receive

In the course of operating the App, we will collect and/or receive the following types of information. You authorize us to collect and/or receive such information.

1. **Login Information.**

If you would like to use the App, you will need to download the App from the Apple or any other app store through which the App is made available to you. In order to access and use the App, you will be asked to authenticate yourself by providing a phone number and logging into your Digital Streaming Platform (“DSP”), such as Spotify. During the onboarding process, we will ask you for your name, and ask you to create a username and password. Your phone number, name, username, password, and photo will be referred to as the “Login Information”. We do not store or have access to users’ Spotify credentials.

2. **Profile Information.**

When you create a profile, you may be asked to provide additional information such as your age and gender (the “Profile Information”). Additionally, you have the option to upload a profile picture.

3. **Geolocation Information.**

Certain features and functionalities of the App may be based on your location. In order to provide these features and functionalities, we may, with your consent, automatically collect geolocation information from your mobile device, wireless carrier, and/or certain third-party service providers (collectively, the “Geolocation Information”). Collection of such Geolocation Information occurs only when the App is running on your mobile device. You can choose whether or not to allow the App to collect and use real-time information about your device’s location through the device’s privacy settings. If you block the use of location information, we may not be able to provide certain features or functionalities to you.

4. Other Information.

In addition to the Login Profile, and Geolocation Information, we may collect additional information (the “Other Information”). Such Other Information may include:

- a. From Your Activity. Information that we may collect when you use the App includes:
 - o IP addresses, browser type and language, referring and exit pages and URLs, date and time, amount of time spent on particular pages, what sections of the App you visit, etc. This information is collected automatically.
 - o Information about a mobile device, including universally unique ID (“UUID”), App type and version (e.g., iOS or Android), carrier and country location, hardware and processor information (storage, chip speed, camera resolution, NFC enabled, and network type (WiFi, 2G, 3G, 4G)). This information is collected automatically.
 - o Activity and usage information occurring via the App, including tagging data, favorites, preferences, session lengths, traffic data, logs, and other communication data and the resources that you access and use on or through the App, and similar data. This information is collected automatically.
 - o Stored Information and files from your mobile application, including metadata and other information associated with other files stored on your device. This may include, for example, photographs, audio and video clips, personal contacts, and address book information, which may include the personal information of third parties. Please note that we will ask for your permission to upload such photographs, audio and video clips, and to sync your contacts from your device. By providing us with another person’s personal information, you confirm that you have all necessary rights and permissions to provide such information. If you choose not to grant permission, you will still be able to use the App in its entirety.

b. From Cookies. We collect information using “cookie” technology. Cookies are small packets of data that a website stores on your computer’s or mobile device’s hard drive so that your computer will “remember” information about your visit. We use session cookies, which expire once you close your web browser, to help us collect Other Information and to enhance your experience using the App. If you do not want us to place a cookie on your hard drive, you may be able to turn that feature off on your computer or mobile device. Please consult your Internet browser’s documentation for information on how to do this and how to delete persistent cookies. However, if you decide not to accept cookies from us, the App may not function properly.

c. Third-Party Analytics. We use one or more third-party analytics services (such as Google Analytics) to evaluate your use of the App, compile reports on activity (based on their collection of IP addresses, Internet service provider, browser type, operating system and language, referring and exit

pages and URLs, data and time, amount of time spent on particular pages, what sections of the Website you visit, number of links clicked while on the App, search terms and other similar usage data), and analyze performance metrics. These third parties use cookies and other technologies to help analyze and provide us the data. By accessing and using the App, you consent to the processing of data about you by these analytics providers in the manner and for the purposes set out in this Privacy Policy. For more information on these third parties, including how to opt out from certain data collection, please visit the sites below. Please be advised that if you opt out of any service, you may not be able to use the full functionality of the App. For additional information about Google Analytics, please see: <https://www.google.com/analytics>.

If you do not want us to collect the information listed in this Section II, please do not download the App, or delete it from your device

III. **How We Use and Share Information**

We use the Login Information, Profile Information, Geolocation Information, and Other Information (collectively, the “**Information**”) to: (i) provide you with access to specialized portions of the App (your “**Account**”) and to maintain, and secure such account; (ii) allow you to create a profile through your Account; (iii) store information about your preferences, allowing us to customize your Account according to your individual interests; (iv) notify you of events or issues that we believe are of interest to you (e.g. when App updates are available, or when a contact of yours joined the App); (v) contact you to respond to inquiries related to the App; (vi) communicate with you to provide you with relevant information about Discz, including special promotions, discounts and newsletters; (vii) provide you with support, to respond to your inquiries, and to solicit feedback; (viii) identify, investigate, and respond to, and prevent fraudulent or illegal activity (such as incidents of hacking or misuse of our mobile applications), and other liabilities; (ix) enhance or repair the functionality of the App or improve our services, and (x) to inform you about our products and services and those of our third-party marketing partners.

You also authorize us to use and/or share your Information as described below.

- **Agents, Affiliates, Providers and Other Third Parties.** We may engage other companies and individuals to perform certain business-related functions on our behalf. Examples may include providing technical assistance, order fulfillment, customer service, and marketing assistance. These other companies will have access to the Information only as necessary to perform their functions and to the extent permitted by law. We may also share your Information with any of our parent companies, subsidiaries, or other companies under common control with us.
- **Marketing.** As permitted by applicable law, we may use your Information for marketing purposes, such as informing you about our products and services and those of our third-party marketing partners that could be useful, relevant, valuable, or otherwise of interest to you. We may also share your Information with third parties that are not service providers or vendors, so that those third parties can send you information about their products and/or services. Where required under applicable law, we will obtain your prior opt-in consent to send you electronic marketing communications. If you do not wish to have your Information shared directly with third parties as described above (other than our service providers and vendors), please submit your request to our email at privacy@disczmusic.com.

- ***Aggregated Information.*** In an ongoing effort to better understand users of the App, we might analyze your Information in aggregate form in order to operate, maintain, manage, and improve the App. This aggregate information does not identify you personally. We may share this aggregate data with our affiliates, agents, and business partners, and may share and sell this aggregate information to other unaffiliated third parties. We may also disclose aggregated user statistics in order to describe our App to current and prospective business partners and to other third parties for other lawful purposes.
- ***Business Transfers.*** As we develop our business, we might sell or buy other assets or businesses. In the event of a corporate sale, merger, reorganization, sale of assets, dissolution, or similar event, your Information may be part of the transferred assets associated with such transaction.
- ***Legal Requirements and to Enforcement of Our Policies.*** To the extent permitted by law, we may also disclose your Information: (i) when required by law, court order, or other government or law enforcement authority or regulatory agency; or (ii) whenever we believe that disclosing such information is necessary or advisable, for example, to protect the rights, property, or safety of Discz or others. We may disclose your information to enforce our rights arising from any contracts entered into between you and us, including our Terms of Use and this Privacy Policy or if we believe disclosure is necessary or appropriate to protect the rights, property, or safety of Discz, our customers or others.
- ***Otherwise With Your Consent.*** We may also disclose your information to fulfill any purpose for which you provide it or for any other purpose disclosed by us when you provide the information.

IV. Accessing and Modifying Information and Communication Preferences

If you have provided us any personal information, you may access, remove, review, and/or make changes to the same by contacting us at privacy@disczmusic.com. In addition, you may manage your receipt of marketing and non-transactional communications by clicking on the “Unsubscribe” link located on the bottom of any Discz marketing e-mail. We will use commercially reasonable efforts to process such requests in a timely manner.

V. How We Protect Your Information, and How Long We Keep It

We take commercially reasonable steps to protect your Information from loss, misuse, and unauthorized access, disclosure, alteration, or destruction. Please understand, however, that no security system is impenetrable. We cannot guarantee the security of our databases or the databases of the third parties with which we may share such information, nor can we guarantee that the information you supply will not be intercepted while being transmitted over the Internet. In particular, e-mail sent to us may not be secure, and you should therefore take special care in deciding what information you send to us via e-mail.

We retain your Information for as long as you have an account with us. In some cases we may retain your Information for longer, if doing so is necessary to comply with our legal obligations, resolve disputes, or is otherwise permitted or required by applicable law, rule or regulation. We may further retain information in an anonymous or aggregated form where that information would not identify you personally. For additional information about our data retention policy please contact us at privacy@disczmusic.com.

VI. External Sites

The App may contain links to External Sites. Discz has no control over the privacy practices or the content of these External Sites. As such, we are not responsible for the content or the privacy policies of those External Sites. You should check the applicable third-party privacy policy and terms of use when visiting any External Sites.

VII. User Contributions

If you provide information to be published or displayed (“posted”) on public areas that may be available on the App, such as personal information or other information (collectively, “User Contributions”), that information is transmitted to others at your own risk, and can be collected and used by third parties and by us without limitation. Although you may set certain privacy settings for such User Contributions, please be aware that no security measures are perfect or impenetrable. Additionally, we cannot control the actions of third parties with whom you may choose to share your User Contributions. Therefore, we cannot and do not guarantee that your User Contributions will not be viewed by unauthorized persons.

VIII. Electronic Communications and Opting Out

When you communicate with us electronically, via e-mail or otherwise, you consent to our use of the Information you have provided, and you further consent to receive electronic communications from us. If you would prefer not to receive such communications, you can unsubscribe to our e-mail lists by clicking on the “unsubscribe” line at the bottom of the e-mail you receive from us. You should be aware, however, that (i) it is not always possible to completely remove or modify personal information, or other information in our databases and servers, although we will always make reasonable efforts to do so upon your request, and (ii) we are unable to have your personal information, or other information removed from the records of any third party who has been provided with your information in accordance with this Privacy Policy.

IX. Do Not Track Signals

Some web browsers may give you the ability to enable a “do not track” setting that is an HTTP header field indicating your preferences regarding user tracking or cross-site tracking. We do not recognize web browser “do not track” signals at this time, and we do not alter our App’s data collection and use practices when we see a do not track signal from your browser. Instead, information collection and disclosure practices and the choices that we provide to users will continue to operate as described in this Privacy Policy, whether or not a “do not track” signal is received. For more information about “do not track,” please see <http://donottrack.us/>.

X. Important Notice to Non-U.S. Residents

The App and its servers are operated in the United States. If you are located outside of the United States, please be aware that any information you provide to us maybe transferred to, processed, maintained, and used on computers, servers, and systems located outside of your state, province, country, or other governmental jurisdiction where the privacy laws may not be as protective as those in your jurisdiction.

If you are a resident of the European Union (“EU”), United Kingdom, Lichtenstein, Norway, or Iceland, you may have additional rights under the EU General Data Protection Regulation (the “GDPR”) with respect to your Personal Data, as outlined in our GDPR Addendum (the “Addendum”) at the end of this Privacy Policy.

XI. California Privacy Rights

Pursuant to Section 1798.83 of the California Civil Code, residents of California have the right to obtain certain information about the types of personal information that companies with whom they have an established business relationship (and that are not otherwise exempt) have shared with third parties for direct marketing purposes during the preceding calendar year, including the names and addresses of those third parties, and examples of the types of services or products marketed by those third parties. If you wish to submit a request pursuant to Section 1798.83, please contact Discz via email at privacy@disczmusic.com.

XII. Nevada Privacy Rights

If you are a resident of Nevada, you have the right to opt-out of the sale of certain personal information to third parties. You can exercise this right by contacting us at privacy@disczmusic.com with the subject line “Nevada Do Not Sell Request” and providing us with your name and the email address associated with your account.

XIII. Disconnecting From Spotify

If you disconnect your account from the Spotify service, we will delete and no longer request or process personal data we receive from Spotify.

XIV. Changes to This Privacy Policy

This Privacy Policy is effective as of the date stated at the top of this Privacy Policy. We may change this Privacy Policy from time to time with or without notice to you. Any such changes will be posted on the App. In any event, you will be required to affirmatively accept the revised Privacy Policy prior to next logging-in to your account. Please be aware that, to the extent permitted by applicable law, our use of your information is governed by the Privacy Policy in effect at the time we collect the Information. Please refer back to this Privacy Policy on a regular basis.

XV. How to Contact Us

If you have questions about this Privacy Policy or if you would like Discz to either change, or discontinue use of, your Information, please contact us via e-mail at privacy@disczmusic.com, with “Privacy Policy” in the subject line.

GDPR Addendum

Effective as of: March 1, 2022

If you are a resident of the European Union (“EU”), United Kingdom, Lichtenstein, Norway, or Iceland, you may have additional rights under the EU General Data Protection Regulation (the “GDPR”) with respect to your Personal Data, as outlined in this GDPR Addendum (the “Addendum”).

For this Addendum, we use the terms “Personal Data” and “processing” as they are defined in the GDPR, but “Personal Data” generally means information that can be used to identify a person, and “processing” generally refers to actions that can be performed on data such as its collection, use, storage or disclosure.

Discz will be the controller of your Personal Data processed in connection with the Services. Where applicable, this Addendum is intended to supplement, and not replace, our Privacy Policy. If there are any conflicts between the Addendum and the other parts of the Privacy Policy, the policy or portion that is more protective of Personal Data shall control to the extent of such conflict.

1. Our Contact Information

Please contact privacy@disczmusic.com for any questions, complaints, or requests regarding this Addendum, and include in the subject line “GDPR Request.”

2. Types of Personal Data we Collect

We currently collect and otherwise process the kinds of Personal Data listed above in Section II of the Privacy Policy.

3. How we get the Personal Data and why we have it

We receive the Personal Data in the ways and for the purposes listed above in Sections II and III of the Privacy Policy. Under the GDPR, the lawful bases we rely on for processing this information are:

(a) Your consent

You can remove your consent at any time. You can do this by contacting us via email at privacy@disczmusic.com with the subject line “GDPR Request.”

(b) We have a contractual obligation

We process Personal Data as necessary to provide our services in accordance with the Terms of Use.

(c) We have a legitimate interest

- Information Security: We process contact information, and the information collected through cookies and when you use the App in order to maintain an audit log of activities performed. We use this information pursuant to our legitimate interests in tracking App usage, combating distributed denial-of-service (DDOS) or other attacks, and removing or defending against malicious individuals or programs.

- App Operation and Improvement: We process server log information and information collected through cookies pursuant to our legitimate interest in operating and improving our App.
- Audience Measurement and Retargeting: Pursuant to an App user's consent, we use analytics cookies, and collect identifiers through such cookies, for purposes of audience measurement, analytics, audience reaction to the App, and creating relevant App user experiences.
- General Business Development and Management: We process Personal Data pursuant to our legitimate interest in creating and managing our business relationships with European Individuals, including without limitation:
 - To respond to inquiries from European Individuals;
 - To provide European Individuals with information about our products and services; and
 - To assist European Individuals with any issues while using the App.
- Direct Marketing: Generally, we send email marketing to European Individuals pursuant to their consent. When you use the App, email marketing may be sent to you pursuant to our legitimate interest in sending marketing communications to you in the context of such engagement.
- Protection of Rights: We may also disclose Personal Data to respond to claims of violation of third party rights or to enforce and protect our rights.

(d) We have a legal obligation

We may be required to disclose personal data in response to lawful requests by public authorities, including for the purpose of meeting national security or law enforcement requirements. We may also disclose personal data to other third parties when compelled to do so by government authorities or required by law or regulation including, but not limited to, in response to court orders and subpoenas.

(e) How we store your personal information

We use commercially reasonable administrative, technical, and physical safeguards to protect your Personal Data from loss, misuse, and unauthorized access, disclosure, alteration, or destruction, for which we take into account the nature of the Personal Data, its processing, and the threats posed to it. Unfortunately, no data transmission or storage system can be guaranteed to be secure at all times. If you have reason to believe that your interaction with us is no longer secure, please immediately notify us via email at privacy@disczmusic.com.

We retain your Personal Data for as long as needed to fulfill the purposes for which we obtained it, as further described in this Privacy Policy. We will only keep your Personal Data for as long as allowed or required by law.

(f) Your data protection rights

Under data protection law, you have rights, which include:

- **Right of access**: You have the right to ask us for copies of your Personal Data.
- **Right to rectification**: You have the right to ask us to rectify Personal Data you think is inaccurate. You also have the right to ask us to complete information you think is incomplete.

- **Right to erasure:** You have the right to ask us to erase your Personal Data in certain circumstances.
- **Right to restriction of processing:** You have the right to ask us to restrict the processing of your Personal Data in certain circumstances.
- **Right to object to processing:** You have the the right to object to the processing of your Personal Data in certain circumstances.
- **Right to data portability:** You have the right to ask that we transfer the Personal Data you gave us to another organisation, or to you, in certain circumstances.
- **Right to withdraw consent:** You have the right to withdraw your consent where consent is used as the legal basis for processing your Personal Data.
- **Objecting to Legitimate Interest/Direct Marketing:** You may object to Personal Data processed pursuant to our legitimate interest. In such case, we will no longer process your Personal Data unless we can demonstrate appropriate, overriding legitimate grounds for the processing or if needed for the establishment, exercise, or defense of legal claims. You may also object at any time to processing of your Personal Data for direct marketing purposes by clicking “Unsubscribe” within an automated marketing email or by submitting your request to privacy@disczmusic.com with the subject line “GDPR Request.” In such case, your Personal Data will no longer be used for that purpose.

You are not required to pay any charge for exercising your rights. If you make a request, we have one month to respond to you. Please contact us at privacy@disczmusic.com with the subject line “GDPR Request” if you wish to make a request.

(g) How to complain

If you have any concerns about our use of your Personal Data, you can make a complaint to us at privacy@disczmusic.com with the subject line “GDPR Request.”

You also have the right to lodge a complaint about the processing of your personal data with a supervisory authority of the European state where you work or live or where any alleged infringement of data protection laws occurred. A list of most of the supervisory authorities can be found here: http://ec.europa.eu/justice/data-protection/bodies/authorities/index_en.htm.

(h) Corporate Restructuring

In the event of a merger, reorganization, dissolution, or similar corporate event, or the sale of all or substantially all of our assets, the information that we have collected, including Personal Data, may be transferred to the surviving or acquiring entity. All such transfers shall be subject to our commitments with respect to the privacy and confidentiality of such Personal Data as set forth in this Addendum.

(i) Updates to this Addendum

If, in the future, we intend to process your Personal Data for a purpose other than that which it was collected, we will provide you with information on that purpose and any other relevant information at a reasonable time prior to such processing. After such time, the relevant information relating to such processing activity will be revised or added appropriately within this Addendum, and the “Effective Date” at the top of this page will be updated accordingly.