

Privacy Policy

Last Revised on 10/16/2023

Welcome to the Privacy Policy (“**Privacy Policy**”) provided by Peak Nano. (“**Peak**”). This Privacy Policy describes how we collect, use, and disclose information about you related to your use of and access to sites, content, applications, services, tools, and features, provided by Peak (collectively, the “**Services**”). Please read this Privacy Policy carefully.

For purposes of this Privacy Policy, “**you**” and “**your**” means you as the user of the Services.

This Privacy Policy applies only to the information collected in connection with the Services. Please read this Privacy Policy carefully to understand our policies and practices regarding your information. ***By accessing and using the Services, you acknowledge this Privacy Policy.***

1. WHAT INFORMATION WE COLLECT

Information We Collect About You through the Services:

When you use the Services, we may collect information about you, including:

- *Details you provide* when you create an account, sign-up for our newsletter, or contact us for any reason, such as your name, e-mail address, telephone number, username, and password.

Information that We Collect Automatically:

We also collect certain information automatically from you, such as your IP address, browser type, browser version, pages viewed, time spent on pages, links clicked, location. This information may be used by us to, among other things, analyze and track data, determine the popularity of certain content, provide customer support, troubleshoot issues with and improve the operation of the Services, and better understand your online activity.

Online Tracking

“Do Not Track” is a privacy preference that users can set in some web browsers, allowing users to opt out of tracking by websites and online services. Like many websites, our website is not designed to respond to such signals, and we do not use or disclose your information in any way that would legally require us to recognize opt-out preference signals. To learn more about “do not track” signals, you can visit <http://www.allaboutdnt.com/>.

2. HOW WE USE YOUR INFORMATION

The ways in which we may use your information include the following:

- To provide you with the Services and other services you request.

- To administer your account.
- To communicate with you about your account and send you details or updates about features of the Services or changes to our policies.
- To create anonymized and aggregated data sets that may be used for a variety of functions, including research, internal analysis, analytics, and other functions.
- To detect, investigate and prevent activities that may violate our policies or be illegal.
- To optimize or improve the content, services, and features of the Services.
- To monitor and analyze the Services usage and trends and otherwise measure the effectiveness of the services.
- To send you offers and promotions for our products and services. You are permitted to opt out of any such offers or promotions at any time.
- We may (i) provide you with news and updates about Peak; or (ii) send you surveys to collect feedback about your experience with the Peak, in order to improve the Services. You are permitted to opt out of any such communications at any time.

3. HOW WE SHARE YOUR INFORMATION

We will not share your personal information outside Peak except in the following limited circumstances which you hereby consent to:

- When you allow to us share your personal information with another company, such as directing us to share your personal information with third-party sites or platforms, including social networking sites.
- When we contract or partner with a third party to provide services on our behalf, for example, with our partners who assist us in carrying out, developing, and maintaining the Services.
- In connection with the sale of a business, including merger, acquisition, or sale of all or a material portion of its assets, change in corporate control, or insolvency or bankruptcy proceedings.
- To enforce our Terms of Service or rules, to ensure the safety and security of our users and third parties, to protect our rights and property and the rights and property of our users and third parties, to comply with legal process, including judicial warrant, rule, order or subpoena or in other cases if we believe in good faith that disclosure is required by law or regulation.

In addition, we may share anonymized and aggregated data sets with third parties, alone or in combination with anonymized information of other users.

4. LEGAL BASES FOR PROCESSING YOUR DATA

If you are located in the European Union or the UK the following applies to you: The General Data Protection Regulation (GDPR) and UK GDP require us to explain the valid legal bases we rely on in order to process your personal information. As such, we may rely on the following legal bases to process your personal information:

- **Consent.** We may process your information if you have given us permission (i.e., consent) to use your personal information for a specific purpose. You can withdraw your consent at any time by contacting us as provided at the end of this Privacy Policy.

- **Performance of a Contract.** We may process your personal information when we believe it is necessary to fulfill our contractual obligations to you, including providing our Services or at your request prior to entering into a contract with you.
- **Legal Obligations.** We may process your information where we believe it is necessary for compliance with our legal obligations, such as to cooperate with a law enforcement body or regulatory agency, exercise or defend our legal rights, or disclose your information as evidence in litigation in which we are involved.
- **Vital Interests.** We may process our information where we believe it is necessary to protect your vital interests or the vital interests of a third party, such as situations involving potential threats to the safety of any person.

5. YOUR CONTROLS AND CHOICES

Depending on where you live, you may have the ability to exercise certain controls and choices regarding our collection, use and sharing of your information. These controls and choices include your right to:

- Correct, update and delete your registration account.
- Request access to the personal information we hold about you, including details regarding how the information will be used, how long it will be kept, and whether it will be shared with third parties.
- Request a copy of the personal information that we hold about you.
- Request that we amend or delete any personal information we hold about you.
- Data Portability
- Object to a perceived misuse of your personal information
- Request that we limit the use and disclosure of any sensitive personal information we hold about you to only use that is necessary to provide you the Services.

You may exercise your controls and choices, or request access to your personal information, by modifying your profile (if applicable) or by contacting us by post at 7700 Hub Pkwy #6, Valley View, OH 44125, by email at info@peaknano.com, or by following instructions provided in communications sent to you.

We will not discriminate against you for exercising any of your privacy rights as listed above. We may require verification of your identity before further processing your request. In certain instances, we may be permitted by law to decline some or all of such request. Depending on where you live, you may have the right to appeal a decision we make relating to requests to exercise your rights under applicable local law. If you wish to appeal our decision, please contact us as set forth at the end of this Privacy Policy.

Please be aware that, if you do not allow us to collect personal information from you, we may not be able to deliver certain services to you. If you have questions regarding the specific personal information about you that we process or retain, please contact us at info@peaknano.com.

6. THIRD PARTY WEBSITES AND LINKS

Our Services may contain links to other online platforms operated by third parties. We do not control such other online platforms and are not responsible for their content, their privacy policies, or their use

of your personal information. Our inclusion of such links does not, by itself, imply any endorsement of the content on such platforms or of their owners or operators except as disclosed on the Services.

When you provide personal information to a third-party online platform, the personal information you provide may be separately collected by that third-party. The personal information the third-party online platform collects is subject to the third-party online platform’s privacy practices. Privacy choices you make on the third-party online platform will not apply to our use of the information we collect directly through our Services.

We expressly disclaim any and all liability for the actions of third parties, including but without limitation to actions relating to the use and/or disclosure of personal information by third parties.

7. CHILDREN’S PRIVACY

We generally do not seek or knowingly collect any personal information from children who are under 13 years of age. If we become aware that we have unknowingly collected personal information from a child under 13 years of age without such consent, we will make commercially reasonable efforts to delete such information from our database. If you are the parent or guardian of a child under 13 years of age who has provided us with personal information, you may also contact us to request it be deleted.

8. SECURITY AND DATA RETENTION

Please note that information you send to us electronically may not be secure when it is transmitted to us. We recommend that you do not use unsecure channels to communicate sensitive or confidential personal information to us. From time to time, we may review our security procedures to consider appropriate new technology and methods. Please be aware though that, despite our best efforts, no security measures are perfect or impenetrable.

Peak is based in the United States, and the Services are hosted in the United States. By accessing and using the Services, you consent to your Personal Data being transferred to and stored in the United States.

We will retain your personal information only for the length of time needed to fulfill the purposes outlined in this Privacy Policy unless a longer retention period is required, or for the establishment, exercise, or defense of legal claims, or for legitimate businesses purposes, or as provided by law.

9. US STATE LAW REQUIREMENTS AND RIGHTS

Some U.S. state privacy laws require specific disclosures regarding our practices with regard to the following categories of personal data:

Category (as defined in the CCPA and CPRA)	Collected	Disclosed to	Length of Data Retention
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A. Identifiers	YES	Our service providers Our business partners	As stated in Section 8 of this Privacy Policy
B. Personal information categories listed in the California Customer Records statute	YES	Our service providers Our business partners (as authorized by you)	As stated in Section 8 of this Privacy Policy
C. Protected classification characteristics under California or federal law	NO		
D. Commercial information	NO		
E. Biometric information	NO		
F. Internet or other similar network activity	YES	Our service providers Our business partners (as authorized by you)	As stated in Section 8 of this Privacy Policy
G. Geolocation data	NO		
H. Audio, electronic, visual, thermal, olfactory, or similar information	NO		
I. Professional or employment-related information	YES	Our service providers Our business partners (as authorized by you)	As stated in Section 8 of this Privacy Policy
J. Education Information	NO		
K. Inferences drawn from other personal information	NO		
L. Sensitive Personal Information	NO		

“Shine the Light”: We do not share personal information as defined by California’s “Shine the Light” law (Cal. Civ. Code § 1798.83) with third parties for their direct marketing purposes.

10. UPDATING THIS PRIVACY POLICY

We may modify this Privacy Policy from time to time in which case we will update the “Last Revised” date at the top of this Privacy Policy. If we make changes that are material, we will use reasonable efforts to attempt to provide notice to you and, where required by applicable law, we will obtain your consent. Notice may be by e-mail to you at the last e-mail address you provided us, by posting notice of such changes on the Services, or by other means, consistent with applicable law. However, it is your responsibility to review the Privacy Policy from time to time to view any such changes. The updated Privacy Policy will be effective as of the time of posting or such later date as may be specified in the updated Privacy Policy.

11. HOW TO CONTACT US

Any questions or concerns regarding the use or disclosure of personal information should be directed to **info@peaknano.com**.

You may contact us regarding the Services by post at 7700 Hub Pkwy #6, Valley View, OH 44125 or by e-mail at **info@peaknano.com**.