

OHM HEALTH PRIVACY POLICY

Thank you for being a part of the OHM Health community. We wrote this Privacy Policy to help you understand how OHM Health, Inc. (“us,” “we,” “our” or “OHM”) uses and protects the information that we collect from you when you use our mobile application (“Platform”), or interact with us in any other context in which we provide or link to this Privacy Policy (together with the Platform, our “Services”).

Please review this Privacy Policy, which is incorporated into and made part of our [Terms of Use](#). By using the Services, you confirm that you understand and agree to the provisions contained herein. If you do not understand our Privacy Policy or our Terms of Use, please contact us at privacy@ohmhealth.com or by using the information below.

If you do not agree to our Privacy Policy or Terms of Use, you may not use the Platform or access our Services.

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Key Definitions

“Aggregate Information” is information that has been combined with information about other users and analyzed or evaluated as a whole, such that no specific individual may be reasonably identified. For example, Aggregate Information may include a statement that says “70% of our Users have uploaded medical information in the last 6 months” or “30% of our Users have blonde hair.”

“Cookies” are small text files that are placed on your hard disk by a webpage server. Cookies cannot be used to run programs or deliver viruses to your computer. Cookies are uniquely assigned to your browser or device, and can only be read by a web server in the domain that issued the Cookie to you.

“Healthcare Providers” are providers, doctors, specialists, professionals and other organizations who deliver health care services to you and/or take part in your treatment, as further defined in our Terms of Use.

“Health Device Data” is any information that is derived from a mobile device or a wearable fitness tracker that tracks or monitors behavior in a way intended to give the user insight into physical activity and wellness.

“Personal Information” is any information that relates to you, directly or indirectly, and includes PHI, as further defined in our HIIPA Notice of Privacy Practices. Personal Information may include Registration Information, Self-Reported Information and PHI, as further defined herein.

“PHI” means Protected Health Information and is defined in our HIIPA Notice of Privacy Practices, which is incorporated herein by references.

“Registration Information” includes information that you provide about yourself when registering for the Platform (e.g. name, email, address, user ID, password and payment information).

“Self-Reported Information” includes information you provide directly to us, including any information in the My Health Card section of the Platform, such as disease conditions, other health-related information, personality traits, ethnicity, blood type, family history and other information you enter into form, surveys, and features on the Platform.

“Usage Information” is information that we automatically collect about your device and your use of the Services. This type of information does not usually, by itself, uniquely identify you, but it may still be Personal Information. Usage Information may include your IP address, domain server, type of device(s) and web browser(s) used to access the Services, referring webpage or

other source through which you accessed the Services, and other statistics and information associated with the interaction between your browser or device.

“User Content” includes but is not limited to the information, comments, photos, images, video, data, text, and other content that you may post, upload, sync, store, share, send or display through the Platform. User Content also includes any copies of or excerpts from medical records and Personal Information that you upload to the Services, as further defined in our Terms of Use.

“Web Beacons” (also known as “clear GIFs” and “pixel tags”) are small bits of code embedded in web pages or in emails that are used to monitor the behavior of a website or mobile application user or recipient of an email.

How We Collect Your Information

We may collect your information in the following ways:

When you voluntarily share your information with us. We will ask you to provide us with information in order to access certain features of the Platform. For example, when you create an Account for the Platform, we may ask for your name, contact information, birthday, and other information about you. When you create an Account, we may also collect your photos and additional information that you provide to personalize your profile. We may also conduct surveys or polls that request your information.

When you use interactive tools on the Platform. We may collect your information when you use the Platform’s interactive tools, such as uploading copies of and/or excerpts from medical records and syncing or uploading Health Device Data to the Platform.

When you submit User Content. Certain features of the Platform may allow you to display User Content on public forums or to share it with Healthcare Providers. When you share User Content in this way, you share it at your own risk.

Automatically through your use of the Platform. When you navigate the Platform, we and our service providers may collect Usage Information through a variety of technical methods, including Cookies, Web Beacons, and other identifiers (collectively, “Data Collection Technologies”). For more information about how we use Data Collection Technologies, please see the Section titled “Data Collection Technologies” below. To learn how to exercise your choices about Data Collection Technologies, please see the Section titled “Your Choices”.

From social networks and other third parties. We may collect your information from sources other than you, such as from social networks, chat rooms, message boards, other users, and our business partners. If you use or access the Platform or other Services on or through a social network, we may receive from the social network certain information about you. The information that we receive depends on the social network and your privacy settings with that network. Your

interactions with social networks are governed by that network's privacy statement. You should always review and, if necessary, adjust your privacy settings on third-party websites and services before linking or connecting them to the Platform or other Services.

If you choose not to provide us with any of your information, you may still be able to access and use some of our Services. Note, however, that certain features of our Services that require your information may not always be accessible to you.

How Your Information Is Stored and Shared

Storage and sharing of your Personal Information, PHI or User Content using the Platform relies on blockchain technology. This means that OHM community members who are not affiliated with OHM Health, Inc. are incentivized to provide and facilitate access to digital storage space. This system is designed with the intent that these community members are unable to access unencrypted copies of your Personal Information, PHI or User Content. OHM Health, Inc. maintains access to the information stored with these third-party service providers for analytics and other purposes as described in this Privacy Policy. OHM may not have the ability to recover your Personal Information, PHI or User Content if issues arise in the storage or transfer of this information from community members providing digital storage space for the Platform. Please refer to the "How We Protect Your Information" section of this Privacy Policy below for more information.

How We Use Your Information

We use your information to operate, provide, analyze, and improve the Services, consistent with our commitments in this Privacy Policy. These activities may include, but are not limited to:

To Provide you the Platform and fulfill your requests. We may use your information to register you, administer your account and profile, enable purchases and other transactions, and provide you the information and services that you request, including information about health care and health-related services and resources.

To Allow you to Share your Personal Information with Others. The Platform gives you the ability to share information, including Personal Information, through the Services. You have the option to share directly with other Users and specified Healthcare Providers, Caregivers or other individuals. You may also have the ability to share information directly with individuals who do not have a User Account. Some sharing features, including receiving sharing invitations, may require that you opt-out, however you will always be required to take a positive action, such as opting in, to share sensitive data, such as PHI.

For Research Purposes. As further defined in the "OHM Health Research" section below.

To Communicate with you. We may contact you to share information and marketing materials that we think might be of interest to you. You may unsubscribe from receiving marketing emails from us by emailing us at privacy@ohmhealth.com or using the unsubscribe link included in the marketing email. We may also send you administrative messages such as support updates, technical notices, security alerts and administrative messages about changes to this Privacy Policy, our Terms of Use, or the Services.

To Enhance your User experience. We use your Usage Information to personalize and enhance your experience when you use the Services, such as tailoring content and advertising and remembering your preferences.

To Monitor, improve, and develop new Services. Your information helps us improve the content and functionality of our Services. For example, we may use our users' demographics, interests, uploaded Content, and behaviors to create new features and content. We may also use your information to monitor and analyze trends, usage and activities in connection with the Services.

To prevent illegal activities. We use your information to detect, investigate and prevent fraudulent transactions and other illegal activities. We also may use your information to protect the rights and property of OHM and others.

For other reasons, as disclosed. In addition to those purposes listed above, we may use your information for any other purpose disclosed to you at the time of collection.

De-identification and aggregation of Information

We may de-identify or aggregate your information with other users of the Services. This de-identified or Aggregate Information may be used by us for any lawful purpose, including for data mining and analytics, and otherwise as disclosed herein and in our Term of Use.

Participating in OHM Health Research

You have the choice to participate in certain medical research by providing your consent. "OHM Health Research" refers to research aimed at publication in peer-reviewed journals and other research funded by the public and private institutions, both for-profit and not-for-profit.

OHM Health Research may be sponsored by, conducted on behalf of, or in collaboration with third parties, such as non-profit foundations, academic institutions or pharmaceutical companies. OHM Health Research may study a specific group or population, identify potential areas or targets for therapeutics development, conduct or support the development of drugs, diagnostics or devices to diagnose, predict or treat medical or other health conditions, work with public,

private and/or non-profit entities on health research initiatives, or otherwise create, commercialize, and apply this new knowledge to improve health care. OHM Health Research uses Aggregate Information, de-identified PHI and Self-Reported Information, as specified in an appropriate Research Consent Agreement, which you may enter into from time to time, as explained in greater detail below.

Your de-identified PHI may be used for OHM Health Research only if you have consented to this use by completing a Research Consent Agreement. If you have completed a Research Consent Agreement:

- Your PHI and Self-Reported Information will be used for research purposes, but it will be de-identified and will not be linked to your Registration Information.
- We may use individual-level PHI and Self-Reported Information internally at OHM Health for research purposes.
- We may share summary statistics, which do not identify any particular individual or contain individual-level information, with our qualified research collaborators.
- We may share de-identified PHI and Self-Reported Information with select third-party research collaborators for OHM Health Research purposes.

Withdrawing your Consent.

You may withdraw your consent to participate in OHM Health Research at any time by changing your consent status within your Account Settings. If you experience difficulties changing your consent status, contact us at privacy@ohmhealth.com. We will not include your PHI or Self-Reported Information in studies that start more than thirty (30) days after you withdraw (it may take up to thirty (30) days to withdraw your information after you withdraw your consent). Any research involving your data that has already been performed or published prior to your withdrawal from OHM Health Research will not be reversed, undone, or withdrawn.

External Research Initiatives and Clinical Trials

Research is an important aspect of our Services and we want to ensure interested participants are aware of additional opportunities to contribute to scientific and medical research conducted by academic institutions, healthcare organizations, pharmaceutical companies, and other associations. If you have chosen to participate in OHM Health Research, from time to time we may inform you of third-party research opportunities for which you may be eligible. For example, if a university tells us about a new cancer research project, we may send an email to OHM Health Research participants who potentially fit the relevant eligibility criteria based on their Self-Reported Information to make them aware of the research project and provide a link to participate with the research organization conducting the study. However, we will not share Individual-level PHI or Self-Reported Information with any third-party without your consent. If

you do not wish to receive these notifications, you can manage them by editing your preferences in your Account Settings.

Data Collection Technologies

We use Cookies and other Data Collection Technologies to provide you with a better experience when you use the Platform. Data Collection Technologies help, us to remember your settings and preferences, keep your information safe and secure, and enable our partners to serve ads for our products and services, including those targeted to your interests.

For example, we partner with Google Analytics, who uses Cookies to track your interactions with our Platform. Google then collects that information and reports it to us, without identifying individual users. This information helps us improve our Services so that we can better serve users like you. For more information on Google Analytics, visit <https://support.google.com/analytics>.

Although most browsers and devices accept Cookies and other Data Collection Technologies by default, their settings usually allow you to clear or decline Cookies. If you disable Cookies, some of the features of our Platform may not function properly.

Interest Based Advertising

We may use service providers to serve advertisements on our behalf across the internet. These advertising service providers may collect (through the use of Data Collection Technologies) non-identifiable information about your visits to and interactions with our Platform. In addition, our service providers may also use the information about your visits to other websites to target advertisements for products and services available from us. If you would like more information about this practice, please visit the Network Advertising Initiative (“NAI”) at <http://optout.networkadvertising.org/#/>.

Please note: Some web browsers incorporate a “Do Not Track” feature (“DNT”) that signals to the websites that you visit that you do not want to have your online activity tracked. Many websites and applications, including our Platform, do not currently respond to web browser DNT signals. For more information about DNT signals, please visit <http://allaboutdnt.com>.

When We Share Your Information

Because we know your Personal Information is important to you, we may share your information for the reason(s) disclosed to you at the time we collect it, with your consent, as well as in the following ways:

At your direction. We will share your information with third parties if and when you direct us to. For example, you may ask us to share your health information with your Health Care Providers. You may also authorize us to share your information with third-party researchers to use the information for scientific research purposes, as further set forth herein.

With our service providers. We may share your Personal Information with our service providers as necessary to enable them to provide services to us. Service providers are third parties (other companies and individuals) that support the operation and maintenance of our Services.

With our commonly owned entities. We may share your Personal Information with other companies under common ownership and control of OHM, which may include our subsidiaries, corporate parent, or any other subsidiaries owned by our corporate parent. We do this in order to provide you better service and improve your experience.

For legal purposes. We may share your Personal Information as reasonably necessary to comply with law or a legal process (including a court or government order or subpoena), to detect, prevent, or otherwise address fraud, security or technical issues, to enforce this Privacy Policy and/or the Terms of Use, and to protect the rights, property or safety of OHM, our Users, and/or the public.

During a corporate transaction. If OHM is involved in a merger, acquisition, financing, or sale of business or assets, information collected from and about users may be transferred to one or more third parties involved in such transaction and, upon such transfer, the relevant third-party privacy policy or policies may govern further use of the information.

We reserve the right to share or sell Aggregate Information and other de-identified information (including metadata) to third parties for their own internal purposes, and publicly disclose such Aggregated Information and de-identified information, for example, in our marketing materials and research reports.

Note To International Users

OHM Health, Inc. is based in the United States and the information we collect is governed by U.S. law. We recognize that the laws in the United States may be different and, in some cases, less protective as the laws other countries, including the European Economic Area (“EEA”). By providing us with your Personal Information and using our Site, you acknowledge that your Personal Information will be transferred to and processed in the United States. OHM is also committed to complying with data protection laws outside of the United States that apply to our collection and use of your Personal Information.

If you are located in the EEA, we have identified the following legal bases for the processing of Personal Information that we collect under this Privacy Policy:

- Where use of your information is necessary to perform our obligations under a contract with you (for example, to comply with our Terms of Use, which you accept using the Platform or accessing our Services);
- Where use of your information is necessary for our legitimate interests or the legitimate interests of others (for example, to provide security for our Platform; operate our business and our Services; make and receive payments; comply with legal requirements and defend our legal rights; prevent fraud and to know the customer to whom we are providing Services);
- Where we are required to process information in accordance with a legal obligation by an EU Member State;
- Where we are carrying out processing in the public interest; or,
- Where we have your consent, in accordance with applicable law.

If applicable, you may make a complaint to the data protection supervisory authority in the country where you reside. Alternatively, you may seek a remedy through local courts if you believe your rights have been breached.

Your Choices

Your preferences about how we use your information are important to us and, when possible, we aim to honor them. We offer the following choices that you can exercise with regard to your Personal Information, some of which may be required under local laws (e.g., in the EEA). Please note, however, that we may decline your requests in some circumstances. For example, we may need to continue processing your information for our legitimate interests or to comply with a legal obligation. We may request you to provide us with information necessary to confirm your identity before responding to your request.

Access and modify your Personal Information. We provide you with settings and tools to access and manage the Personal Information associated with your Account and personal profile contained therein. If you wish to access or modify other of your Personal Information that you are unable to manage using the Platform, such as Usage Information, you may contact us at privacy@ohmhealth.com with your request and we will make reasonable efforts to accommodate it.

Delete your Personal Information or your account or transfer your information to a third-party. You can delete your Account at any time by contacting us at privacy@ohmhealth.com, and local law may permit you to additionally request the deletion of other of your Personal Information that we possess. Local law may also permit you to request a transfer of Personal Information to a third-party service provider. We will undertake reasonable efforts to honor requests to delete Personal Information stored through the Platform where required by local law.

Restrict the way that we process and disclose certain of your Personal Information. Local law may permit you to request restrictions on the way we process certain of your Personal Information. We will undertake reasonable efforts to honor such restrictions in accordance with local law.

Opt out or revoke consent for marketing communications or other processing of your Personal Information. You can control marketing communications and certain other notifications by clicking the ‘Unsubscribe’ link in any marketing email you receive from us. You can also email us at privacy@ohmhealth.com to unsubscribe or revoke your consent for processing of your Personal Information for which you have previously given your consent.

Managing Cookies and Other Data Collection Technologies. You have a number of options to control or limit how we and our service providers use Cookies and other Data Collection Technologies including for advertising.

To prevent your data from being used by Google Analytics, web users can install Google’s [opt-out browser add-on](#).

For information on how our advertising partners allow you to opt out of receiving ads based on your web browsing history, please visit <http://optout.aboutads.info/>. To opt out of interest-based advertising, you can visit <http://optout.networkadvertising.org/#/> and follow NAI’s on-screen instructions. Note that if you opt out through the NAI, you will still receive advertising, but the advertising will not be tailored to your interest. In addition, if you opt out through NAI and later delete your Cookies, use a different browser, or buy a new device, you will need you opt out of interest-based advertising again.

Check your mobile device for settings that control ads based on your interactions with the applications on your device. For example, on your iOS device, enable the “Limit Ad Tracking” setting, and on your Android device, enable the “Opt out of Ads Personalization” setting.

How We Protect Your Information

The security of your Personal Information is important to us. We use safeguards aimed to protect against unauthorized use, disclosure, alteration or destruction of the Personal Information we collect and maintain. Registration Information is de-coupled from sensitive information, such as PHI. The data is then assigned a random identification so the person who provided the data cannot be reasonably identified. We use industry standard security measures to encrypt sensitive personal information both when it is stored (*data at rest*) and when it is being transmitted (*data in flight*). Additionally, data is segmented across logical database systems to further prevent re-identifiability. OHM also uses state of the art intrusion detection and prevention measures to stop any potential attacks against its network. We have integrated continuous vulnerability scanning in our build pipelines and may engage third-party experts to consult with us regarding the security of our Platform.

Please keep in mind, however, that no data transmitted over the internet is 100% secure and any information disclosed online can potentially be collected and used by parties other than the intended recipient. As a result, while we strive to protect your information, we cannot guarantee or warrant the security of any information you transmit to or from our Platform using the Services.

Children's Privacy Rights

Although the Platform may be used to store and transmit healthcare information for children, the Platform and the Services are not designed for, intended to attract, or directed toward children under the age of 18. If we become aware that a User is under the age of 18, and has provided personal information to us, we will take reasonable steps to remove all information provided by such underage user from our database.

Retention of Your Information

We keep your information for no longer than necessary for the purposes for which it is processed. The length of time for which we retain information depends on the purposes for which we collected and use it and/or as required to comply with applicable laws.

Third-Party Links and Services

We provide links to third-party websites operated by organizations not affiliated with OHM. We do not disclose your Personal Information to organizations operating such linked third-party websites. OHM does not review or endorse, and is not responsible for, the privacy practices of these organizations. We encourage you to read the privacy statements of each and every website that you visit. This Privacy Policy applies solely to information collected by OHM through the Services.

Changes to This Privacy Policy

As we improve our Services over time, we may need to update this Privacy Policy to reflect new ways we may collect and use your information. When we update this Privacy Policy, we will post a new Effective Date at the top. If we make material changes that would impact your use of the Services or your privacy, we will endeavor to notify you of the changes prior to the changes taking effect, such as by posting a notice directly on the Services, by sending an email notification (if you have provided your email address to us), or by any other reasonable method.

Contact Us

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