Functional Patterns Privacy Policy

Last Updated September [•], 2023

Welcome to the Privacy Policy (the "Policy") of Functional Patterns LLC, and its related, affiliated or subsidiary companies ("Functional Patterns"). The purpose of this Policy is to inform you how we collect, use, and share your information when you provide such information or use Functional Patterns' website available at https://functionalpatterns.com and mobile app available at https://Learning.functionalpatterns.app (collectively, the "Sites"), as well as other related Functional Patterns' webpages and products or services accessible through the Sites or offered at Functional Patterns events or in-person training classes or courses (collectively the "Services").

When we refer to "you" or "your" in this Policy we mean any individual who interacts or uses our Services. By using the Services, you represent that you understand and agree to this Policy, and consent to the collection, use, and sharing of information as described in this Policy. If you do not consent to our practices, you can choose not to use the Services.

Privacy Policy Changes. We reserve the right to modify this Policy at any time without notice. All changes are effective immediately upon posting. Your continued use of the Services after changes are posted constitutes your acknowledgement of the modified privacy policy and agreement to abide and be bound by that privacy policy. For reference, the effective date of this Policy is posted at the top of this page. Therefore, it is important that you periodically check this page for changes made to this Policy.

INFORMATION WE COLLECT

Information You Voluntarily Provide

Functional Patterns collects information about you when you interact with our Services including information that you voluntarily provide when you use the Services; register and create an account for any of the Services; complete any survey, questionnaire, application, or other form of information request from Functional Patterns; purchase our products; provide a personal testimony about your Functional Patterns' experience; sign up to Functional Patterns' community to receive our newsletter; add or update your account information; submit a Contact Us inquiry; log into the Sites or use the Services from one or more of your devices or otherwise interact with the Services. Information that we collect may depend on how you interact with Functional Patterns and use the Services. A description of the types of information we may collect is described in detail below.

- **Profile Data** such as user name, password, and user settings.
- **Personal Identifiers** such as name, address, copy of a government issued ID, billing information and social media accounts.
- **Contact Information** such as your billing address, delivery address, email address, and telephone numbers.
- **Financial Information** such as credit or debit card information, payment details, or other payment information.

- **Commercial Data** such as order amount, details about the products and services you have purchased, payments you have made, and/or other details of products and services you have purchased from us in the past.
- Usage Data, includes information about how you use our Site and Services, such as statistics regarding the opening and clicking on emails, and other activities on the Site, including abandoned cart items, referring/exit pages, and clickstream data.
- Marketing and Communications Information such as marketing campaign data, click-throughs, your preferences and consent to receiving marketing from us and third parties, your communication preferences, email, phone calls, and text communications.
- Professional or Employment Information such as information about your job position/occupation.
- **Testimonials Data** such as your image, age, gender, pre-existing physical conditions, dysfunctions/biomechanics issues, modalities of training done in the past, descriptive information (e.g. weight, medical history, background, progress and benefits from Functional Patterns), your signature as well as date and time of signature.
- Audio and Visual Information such as audio recordings and photographs.

Information We Collect When You Use the Services

<u>Automated technologies or interactions</u>. As you navigate around the Sites and/or use the Services, certain information can be collected using various technologies to help us personalize your Functional Patterns' experience. This information may include internet protocol (IP) addresses, browser type, internet service provider (ISP), referring/exit pages, operating system, date/time stamp, time zone setting and location, language preferences, device type and ID, and other technical information from the devices you use to access our Services.

<u>Cookies and Tracking Technologies.</u> We and our service providers use cookies, pixels, and other tracking technology to recognize your browser or device and to capture and remember certain information about your activities on our Services with the purpose of delivering customized and personalized services.

- Cookies. A cookie is a small text file that is saved on your web browser when you visit
 a website. You can view and delete existing cookies through your browser. If you do
 not want to store cookies on your computer, you can set your browser to refuse cookies
 or to alert you when cookies are being sent. However, some parts of the Services may
 not function properly if you choose not to accept cookies.
- Pixel Tags (aka clear gifs). These are tiny graphics with a unique identifier, similar in function to cookies, which allow us to monitor the use of our Services, for example, to count users who have visited those pages and for other related website statistics. Pixel tags generally work in conjunction with cookies, registering when a particular device visits a particular page. You cannot decline pixel tags; however, if you turn off cookies the pixel tag will simply detect an anonymous visit. In addition, we use pixel tags in our HTML-based emails to let us know which emails have been opened by the recipients. This allows us to gauge the effectiveness of certain communications and the effectiveness of our marketing campaigns.

• Analytics. We use third party cookies provided by Google Analytics to assist us in better understanding our Sites' visitors. These cookies collect IP address and usage data, such as the length of time a user spends on a page, the pages a user visits, and the websites a user visits before and after visiting our Sites. In addition to reporting usage statistics, Google Analytics can also be used to help show more relevant ads on Google properties (like Google Search) and across the web. For more information on Google Analytics, visit Google's Privacy and Terms.

Information You Provide to A Third Party

We may receive information about you from third parties. We may associate this information with the other information we have collected about you as described in this Policy. The collection, use, and disclosure of information received from third parties may be governed by the third parties' privacy policies. Please carefully review these third-party privacy policies before submitting your information to a third-party application or otherwise interacting with it to understand how your information may be collected, used, and disclosed by these third parties. We have no control over, and cannot and do not assume responsibility for the data collection and privacy practices employed by any of these third parties or their services.

USE OF YOUR INFORMATION

Our primary purpose for collecting your information is to provide you with the goods and services you request. We may also use your information for the following purposes:

- Provide you with our goods and Services and to operate our business.
- Verify your identity and account information in connection with our goods and Services you request.
- Provide you with required notices, updates about our courses, testimonials, products and services as well as other important information.
- Provide you with recommendations for products and services that we believe would be of interest to you.
- Assist you with setting up and managing your account with us.
- Resolve disputes and/or questions about our goods and Services.
- Problem troubleshooting, data analysis, testing, system maintenance, support, reporting and hosting data.
- Enforce our Terms for use of our Services and the terms of this Policy.
- Customize, measure and improve our Services and content.
- For our own internal business purposes.
- Communicate with you about products, services, updates, events, promotional offers, research, insights, and other information that may be of interest to you from us and our trusted partners.
- Protect our interests, including establishing, exercising and defending legal rights and claims.

- As necessary to comply with legal requirements, to prevent fraud, to co-operate with law enforcement and regulatory authorities, and to stop other prohibited, illegal, or harmful activities.
- For purposes disclosed at the time you provide/we request your information or as otherwise set forth in this Policy.

INFORMATION WE SHARE

Information You Instruct Us to Share

In connection with the Services, you may be presented with an option to have us send certain information to third parties or give them access to it. If you choose to do so, your information will be disclosed to such third parties and all information you disclose may be subject to the third-party privacy policies and practices of such third parties.

Service Providers

We may use third-party service providers to perform certain business services and may disclose your information to such service providers as needed for them to perform these business services. Service providers are only allowed to use, disclose, or retain this information to provide these services. Business services provided include, but are not limited to, hosting services, software as a service, document management services, communications services such as email services, software and website development services, analytics services, call center services, and marketing services.

Internal Third Parties

We may share your information with our affiliated entities, successors, predecessors, assigns, licensees, or business partners, and others who may use the information for the purposes described above.

Business Transactions

We may do business with third parties to whom we may choose to sell, transfer, or merge parts of our business or our assets. Alternatively, we may seek to acquire other businesses or merge with them. If a change happens to our business, then your information may be transferred to the new owners who may use your information in the same way as set out in this Policy.

Legal Process

Subject to applicable law, we may disclose information about you i) if we are required to do so by law, regulation or legal process, such as a subpoena; ii) in response to requests by government entities, such as law enforcement authorities; iii) when we believe disclosure is necessary or appropriate to prevent physical, financial, or other harm, injury, or loss; or iv) for the purposes of cooperation with law enforcement agencies' and/or in connection with an investigation of suspected or actual unlawful activity.

COMMUNICATIONS AND OPT-OUT

While we value our communications with you, if you do not want Functional Patterns or its representatives to contact you for marketing purposes, you may opt-out of this preference at any time by following the unsubscribe instructions included in the email. This opt-out will not apply to operational or informational emails related to your account or other administrative purposes. You may continue to receive promotional email messages for a short period while we process your request.

CHILDREN

The Services are intended for adult use only and are not directed towards children, minors, or anyone under the age of 16. If you are under the age of 16, you are not authorized to provide us with any personally identifying information.

USE OF THE SERVICES

By accessing and using the Services, you acknowledge and agree that we control and operate the Services from our offices in the United States of America and that the Services are intended for use by users located in the United States of America. Unless expressly stated to the contrary, we make no representation that the Services are appropriate or will be available for use in other locations.

NOTICE TO CALIFORNIA RESIDENTS

Your California Privacy Rights. California Civil Code Section 1798.83 permits California residents who have provided personally identifiable information to us or our third-party advertisers and marketing partners, if any, to request certain information regarding our disclosure of personally identifiable information to third parties for their own direct marketing purposes. Requests should be submitted via email to legal@functionalpatterns.com and should include CALIFORNIA PRIVACY RIGHTS in the subject line. Please be aware that not all information sharing is covered by the requirements of Section 1798.83 and only information on covered sharing will be included in our response. This request may be made no more than once per calendar year.

Your 'Do Not Track' Browser Setting. Some web browsers incorporate a Do Not Track ("DNT") feature that signals to the websites that you visit that you do not want to have your online activity tracked. At this time, our website does not respond to DNT signals. Functional Patterns may allow certain third-party advertising partners to place tracking technology, such as cookies and pixels on our websites. This technology allows us and/or third parties to collect personally identifiable information about an your online activities over time and across different websites.

CONTACT INFORMATION

If you have any questions about our privacy practices or this Policy, please contact us at:

Email address: legal@functionalpatterns.com

Physical Address:

Functional Patterns, LLC Mailbox #14 Henderson, Nevada 89074.