

# Privacy Policy of the ChessGrow online chess platform

[www.chessgrow.com](http://www.chessgrow.com)

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## § 1 Introduction

By entering this website ([www.chessgrow.com](http://www.chessgrow.com)) or Facebook fanpage

<https://www.facebook.com/chessgrow/>, we process certain information about you, such as information about the device you are using, the country you are from, the web browser you are using or your IP address.

If you wish to register a User Account on the Platform, registration is preceded by confirmation that you have read this Privacy Policy, which includes information about Cookies, and the Platform Terms and Conditions, i.e., confirmation that you understand and accept the content of the aforementioned documents. Details regarding the information we collect during the registration process can be found in §3 below.

The administrator of your personal data within the meaning of the Regulation of the European Parliament and of the Council European Parliament and of the Council (EU) 2016/679 of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation) (OJ L 119, p. 1), (hereinafter referred to as: GDPR) is Chess Grow sp. z o.o. with its registered office in Gliwice, ul. Dolnych Wałów 13/3LU, 44-100 Gliwice, NIP 6312655837, REGON 360525241, entered into the register of entrepreneurs maintained by the District Court in Gliwice, 10th Commercial Division of the National Court Register, under KRS number 0000537846.

## **§ 2 Legal basis for processing personal data for users in the European Union**

1. This paragraph applies to all Users in the European Union in accordance with the General Data Protection Regulation ("GDPR") and, for such Users, supersedes any other possibly divergent or contradictory information contained in the Privacy Policy.
2. The Administrator may process personal data relating to Users if one of the following situations occurs:
  - a. Users have consented to one or more specific purposes;
  - b. the provision of personal data is necessary for the performance of the contract with the User and/or pre-contractual obligations;
  - c. the processing of personal data is necessary to fulfil a legal obligation to which the Controller is subject;
  - d. the processing of personal data is related to a task carried out in the public interest or in the exercise of official authority entrusted to the Controller;
  - e. the processing of personal data is necessary for the purposes of legitimate interests pursued by the Controller or by a third party.
3. In each case, the Controller will be happy to help clarify the specific legal basis that applies to the processing of personal data, and in particular whether the provision of personal data is a statutory or contractual requirement, or a requirement necessary to enter into a contract.

## **§ 3 Data we collect about you and information about this data**

1. Registering a User Account on the Platform requires completing the required fields in the registration form, where the User provides the following information: email address, first name, and username. The data provided will be stored with the account details. Providing the above data is voluntary, but necessary to create an Account on the Platform.
2. Registering a Trainer Account on the Platform requires completing the required fields of the registration form, where the User provides the following information: email address, first name, and last name of the Trainer. The data provided will be stored with the

account details.

Providing the above data is voluntary, but necessary to create an Account on the Platform.

3. The data Users provide during registration is stored on secure devices, accessible only to authorized individuals. The Administrator's technical system is designed to minimize the risk of data loss in the event of failures caused by external factors, such as power outages.

### **Purpose of data processing**

4. The Administrator processes the personal data of the User and the entity visiting the website [www.chessgrow.com](http://www.chessgrow.com) or the Facebook fanpage <https://www.facebook.com/chessgrow/> (hereinafter referred to as: User), in order to:
  - a. creating an Account on the Platform, identifying and verifying Users, obtaining access to the Platform and using the resources and functionalities of the Platform, and providing Users with services offered on the Platform;
  - b. ensuring the correct display of content on the website and Facebook fanpage;
  - c. ensuring safety and the possibility of eliminating possible technical faults;
  - d. control and analysis of traffic on the website and Facebook fanpage;
  - e. conducting marketing activities, in particular promoting ChessGrow and the ChessGrow Online Chess Platform, the ChessGrow fanpage and encouraging people to like the fanpage on the Facebook social networking site, both on the website and via social media - Facebook;
  - f. responding to messages sent via the contact form, Facebook chat or the e-mail address provided on the website.

The activities indicated above constitute the legitimate interest of the Data Controller, enabling the processing of personal data. The legal basis for processing these data is the legitimate interest of the Data Controller, in accordance with Article 6(1)(f) of the GDPR. Additionally, if a User posts comments on a Facebook fan page, the Administrator processes personal data related to the User's posting of such a comment. In such a case, the basis for processing personal data is the User's consent, which they express at the time of posting the comment on the Facebook fan page. Deleting the comment will result in the personal data no longer being processed in this regard.

### **Further data transfer**

5. Users' or Visitors' personal data may be transferred to third parties, such as the entity responsible for maintaining and technically operating this website, the entity monitoring the number of visitors to the website, and the social networking site Facebook. These include the following organizations:
  - a. **Chess Grow Sp. z o.o.**- the entity responsible for the maintenance and proper operation of this website. Data transfer to the USA is based on an agreement containing Standard Contractual Clauses, approved by the European Commission,

- b. **Google LLC (Google Analytics), Hotjar Ltd., Mixpanel**- entities responsible for analyzing traffic on this website. Data transfer to the USA is based on an agreement containing Standard Contractual Clauses approved by the European Commission,
- c. Facebook Inc. based in California, USA and Facebook Ireland Ltd - these entities are responsible for the operation of the Facebook social network plug-in on the website and the activity of the Facebook fan page. They process personal data if the User has an active Facebook account. They enable liking a Facebook fan page, reading content posted on the fan page, viewing photos, writing comments, or liking posts. Data transfer to the US is based on an agreement containing Standard Contractual Clauses, approved by the European Commission.
- d. **Amazon Web Services -** the entity providing cloud services to the Administrator and **e-mail support** Data transfers to the USA are based on an agreement containing Standard Contractual Clauses approved by the European Commission.
- e. **Mailgun – a service for sending emails**
- f. **Insta, YouTube, LinkedIn, X.com, TikTok?!, Vimeo**
- g. **Auth0 for registration**
- h. **Stripe**

## **Period of storage of personal data**

1. The period of data processing by the Controller depends on the type of service provided and the purpose of processing. The period of data processing may also result from legal provisions, when these constitute the basis for processing. If processing is based on consent, the data is processed until its withdrawal. When the basis for processing is the necessity to enter into and perform a contract, the data is processed until the date of its termination. In the case of data processing based on the Controller's legitimate interest, the data is processed until an effective objection to data processing is raised or for the period for which the Controller has a legitimate interest in processing the data, i.e.:
  - a. for the period of use of the User's Account on the Platform and use of the Platform's services;
  - b. for the duration of your presence on the website and for the period for which cookies used on this website are stored on your device;
  - c. for a period of up to 26 months, if the data is saved in connection with the creation of statistics on website visits;
  - d. for the period of maintaining contact by the User, and up to 2 months after its cessation, if personal data are processed in connection with the User sending a message via the contact form or the e-mail address provided.
2. The data processing period may be extended if processing is necessary to establish, pursue, or defend against legal claims, and after this period, only if and to the extent

required by law. After the processing period, the data is irreversibly deleted or anonymized.

3. Unless otherwise stated in this document, personal data will be processed and stored for as long as required by the purpose for which it was collected and may be stored longer due to applicable legal obligations or based on the consent of Users.
4. Personal data collected for purposes related to the performance of a contract between the Administrator and the User will be stored until such contract is fully performed.
5. Personal data collected for purposes based on the Controller's legitimate interests will be retained for as long as necessary to fulfill those purposes. Users can find detailed information regarding the Controller's legitimate interests in the relevant sections of this document or by contacting the Controller.
6. The Controller may be entitled to retain personal data for a longer period if the User has consented to such processing, unless such consent is withdrawn. Furthermore, the Controller may be required to retain personal data for a longer period when required to comply with a legal obligation or upon request of a public authority.
7. After the retention period expires, personal data will be deleted. Therefore, the right to access, the right to erasure, the right to rectification, and the right to data portability cannot be exercised after the retention period has expired.

## **§ 4 Cookies**

Cookies are computer data, particularly text files, stored on the User's end device and intended for use with this website. Cookies typically contain the name of the website they originate from, the duration of their storage on the device, and a unique number.

### **What are cookies used for?**

1. We use cookies for, among other things:
  - a. adapting the content of the website to the preferences of the User and optimising the use of the website; in particular, these files enable the recognition of the User's device and the proper display of the website, tailored to their individual needs;
  - b. creating website visit statistics and statistics that help understand how Users use the website, which allows for the improvement of its structure and content;
  - c. Cookies also allow the User's login session to be remembered, thus facilitating access to content requiring registration.
2. Cookies do not cause any configuration changes on the device or software installed on the User's or User's device.
3. Two basic types of cookies are used: "session" cookies (*session cookies*) and "persistent" cookies. "Session" cookies are temporary files that are stored on the User's or User's end device until logging out, leaving the website, or turning off the software (web browser).

"Persistent" cookies are stored on the User's or User's end device for the time specified in the cookie parameters or until they are deleted by the User or User.

4. The following types of cookies are also used:
  - a. "essential" cookies, enabling the use of services available on the ChessGrow Online Chess Platform and this website, e.g. authentication cookies used for services that require authentication on the Platform;
  - b. cookies used to ensure security, e.g. used to detect authentication abuses on the Platform;
  - c. "performance" cookies, enabling the collection of information on how the website is used;
  - d. "functional" cookies, enabling "remembering" the settings selected by the User or User-User and personalizing the User or User's interface, e.g. in terms of the selected language or region from which the User or User comes, font size, website appearance, etc.;
  - e. "advertising" cookies, enabling the provision of advertising content to Users or Users that is more tailored to their interests.
5. Additionally, the Platform and website use web beacons (also known as web beacons or pixel tags), tracking links, and similar technologies, which consist of several lines of code and are embedded in the pages of this website. These technologies are typically used in conjunction with cookies and are not visible to users. Web beacons may provide information to third parties, particularly those providing services to us, and may be used to track interest in advertisements posted on this website, to better target our advertisements, and to enhance the usability of the Platform and website. If you do not consent to our use of cookies, this will also apply to web beacons, which will not be used for the above purposes, which may, however, limit your ability to use some of the functionalities available on the Platform or website.

### **Containing personal data through cookies**

1. Personal data collected using cookies may be collected solely for the purpose of performing specific functions for the User or Users. Such data is encrypted to prevent unauthorized access.
2. The consent of the User or User to the processing of his or her personal data will be obtained in accordance with generally applicable legal provisions, including personal data protection provisions, by the Data Controller, who will inform the User and User about the collection and processing of personal data before their collection and processing begins. Personal data will be processed on the basis of Article 6 paragraph 1 point a) (in the event of consent by the User or User) or point b) (in the event that such consent is not necessary) of the GDPR.

With respect to the personal data of the User or User-Recipient, decisions may be made in an automated manner, in accordance with Article 22 of the GDPR.

## Deleting cookies

In many cases, web browsing software (web browser) allows cookies to be stored on the User's or User's end device by default. Users or Users can change their cookie settings at any time. These settings can be changed, in particular, to block the automatic handling of cookies in the web browser settings or to notify the User each time they are placed on the User's or User's device. Detailed information about the possibilities and methods of handling cookies is available in the software's (web browser's) settings. Restrictions on the use of cookies may affect some of the functionalities available on our website or Platform.

## § 5 Where personal data is stored

The data Users provide during registration is stored on secure devices, accessible only to authorized individuals. The Administrator's technical system is designed to minimize the risk of data loss in the event of failures caused by external factors, such as power outages.

## § 6 Disclosure of personal data

The Administrator ensures the security of the personal data provided to him, in particular against unauthorized access. The Administrator does not make available or transfer any personal data held by him illegally to third parties (in particular advertisers), subject to §3 section 4 "Further data transfer". Personal data may also be transferred at the request of authorized state authorities, in particular after the presentation of relevant documents confirming the need to have such data for ongoing proceedings. Regardless of the above, personal data may be used for the purpose of settlements and resolving legal disputes related to them. Please also remember that the User's personal data, such as **name and surname, nickname, level** provided during registration will be visible to other Users using the Platform.

## § 7 Rights of users and beneficiaries

1. Users registered on the Platform and Users have the right to access their personal data, request data updates, rectification, deletion, or restriction of processing. Users and Users have the right to object to the processing of their personal data. The objection should include a justification indicating the specific situation that prevents the Controller from processing the data (this does not apply to the processing of personal data for marketing

purposes – an objection in this respect does not require justification). If personal data are processed based on the User's or User's consent, the right to withdraw consent exists at any time. Withdrawal of consent does not affect the correctness of data processing before its withdrawal.

2. If the User or User considers that personal data are being processed incorrectly, in violation of the provisions of the GDPR, the User or User may file a complaint with the President of the Personal Data Protection Office.
3. Users may exercise certain rights regarding their personal data processed by the Controller. In particular, Users have the right to perform the following actions, to the extent permitted by law:
  - a. withdraw your consent at any time. Users have the right to withdraw consent if they have previously consented to the processing of their personal data;
  - b. Object to data processing. Users have the right to object to the processing of their personal data if the processing is based on a legal basis other than consent;
  - c. Access to their personal data. Users have the right to learn whether personal data is being processed by the Controller, obtain information regarding certain aspects of processing, and obtain a copy of the personal data being processed.;
  - d. Verify and request rectification. Users have the right to verify the accuracy of their personal data and request that it be updated or corrected.;
  - e. Restrictions on the processing of their personal data. Users have the right to restrict the processing of their personal data. In such a case, the Administrator will not process their personal data for any purpose other than storing it.;
  - f. deletion of their personal data. Users have the right to obtain from the Administrator the deletion of their personal data.;
  - g. receive their personal data and transmit it to another controller. Users have the right to receive their personal data in a structured, commonly used and machine-readable format and, if technically feasible, to transmit it to another controller without any hindrance.;
  - h. filing a complaint. Users have the right to file a complaint with the relevant personal data protection authority.
4. Users are also entitled to obtain information about the legal basis for transferring personal data abroad, including to any international organization governed by public international law or set up by two or more countries, such as the UN, and about the security measures taken by the Controller to protect their personal data.
5. Where personal data are processed in the public interest, in the exercise of official authority vested in the Controller or for the purposes of the legitimate interests pursued by the Controller, Users may object to such processing, providing a ground related to their particular situation to justify the objection.
6. Any requests to exercise User rights may be directed to the Controller using the contact details provided in this document. Such requests are free of charge and the Controller will respond to them as quickly as possible and always within one month, providing Users with the information required by law. Any rectification or erasure of personal data,



or restriction of processing, will be communicated by the Controller to each recipient, if any, to whom the personal data has been disclosed, unless this proves impossible or involves a disproportionate effort. Upon Users' request, the Controller will inform them of these recipients.

## **§ 8 Information for users in Switzerland**

1. This paragraph applies to Users in Switzerland and, for such Users, replaces any other possibly divergent or contradictory information contained in the Privacy Policy.
2. User rights under the Swiss Federal Data Protection Act. Users may exercise certain rights regarding their Data, within the limits of the law, including the following rights:
  - a. the right to access personal data;
  - b. the right to object to the processing of their personal data (which it also allows Users to request the restriction of data processing personal, deletion or destruction of personal data, prohibition of disclosure specific data personal data to third parties);
  - c. the right to receive your personal data and transfer them to another Controller (the right to data portability);
  - d. the right to request the correction of inaccurate personal data.
3. Any requests to exercise User rights may be directed to the Controller using the contact details provided in this document. Such requests are free of charge and the Controller will respond as quickly as possible, providing Users with the information required by law.

## **§ 9 Information for users in Brazil**

1. This paragraph applies to all Users in Brazil, in accordance with the "Law on the Protection of Personal Data" (hereinafter referred to as "LGPD"), and for such Users replaces any other possibly divergent or contradictory information contained in the Privacy Policy.
2. Basics of processing the User's personal data. We may only process your personal data when we have a legal basis for doing so. The legal bases are as follows:
  - a. the User's consent to appropriate processing activities;
  - b. compliance with a legal or regulatory obligation to which we are subject;
  - c. implementation of public policies provided for in statutory provisions or implementing or based on contracts, agreements and similar legal instruments;
  - d. research conducted by research entities, preferably carried out on anonymized personal data;
  - e. performance of the contract and its preliminary procedures, if the User is a party to such a contract;
  - f. asserting rights in court, administrative or arbitration proceedings;
  - g. the protection or safety of the User or a third party;

- h. health care - in procedures carried out by medical entities or persons practicing a medical profession;
- i. our legitimate interests, provided that your fundamental rights and freedoms do not outweigh such interests.

To learn more about the legal basis, you can contact us at any time using the contact details provided in this document.

3. Rights of Users and Beneficiaries:

- a. obtaining confirmation of the existence of activities related to the processing of the User's personal data;
  - b. access to personal data;
  - c. rectification of incomplete, inaccurate or outdated personal data of the User or information that is not processed in accordance with the LGPD;
  - d. obtaining information about the possibility of expressing or refusing consent and about the consequences of such action;
  - e. obtaining information about third parties with whom we share personal data;
  - f. obtaining, at the User's express request, the possibility of transferring his or her data personal information (except anonymised information) to another provider of services or products, provided that our commercial and industrial secrets are protected;
  - g. obtaining the deletion of the User's personal data being processed if the processing was based on the User's consent, unless at least one of the exceptions provided for in Article 16 of the LGPD applies;
  - h. withdraw your consent to data processing at any time;
  - i. submitting a complaint related to personal data to the ANPD (National Data Protection Authority) or consumer protection authorities;
  - j. objecting to the processing of personal data in cases where the processing is not carried out in accordance with the law;
  - k. requesting clear and appropriate information regarding the criteria and procedures used in the event of an automated decision;
  - l. request a review of decisions made solely on the basis of automated processing of the User's personal data that affect his or her interests. These include decisions relating to the determination of a user's personal, professional, consumer and credit profile or aspects of their personality.
4. You may make an express request to exercise your rights free of charge at any time by using the contact details provided in this document or through your legal representative.
5. We will make every effort to respond to User requests promptly. In any case, if we are unable to do so, we will inform the User of the factual or legal reasons that prevent us from immediately or otherwise fulfilling their requests. In cases where we do not process the User's personal data, we will indicate the natural or legal person to whom the request should be addressed, if we are able to do so.

6. When submitting a request for access or confirmation of the processing of your personal data, you must specify whether you wish to receive your personal data electronically or in writing. You should also inform us whether you would like us to respond to your request immediately, in which case we will respond in a simplified manner, or whether you require full disclosure instead. In the latter case, we will respond within 15 days of your request, providing full information on the origin of your personal data, confirmation of whether records exist, any criteria used for processing, and the purposes of the processing, while maintaining our commercial and industrial secrets.
7. If you make a request to rectify, erase, anonymize or block your personal data, we will ensure that we promptly communicate your request to other parties with whom we have shared your personal data to enable such third parties to also comply with your request - except where such communication proves impossible or would involve disproportionate effort on our part.
8. We may transfer your personal data outside of Brazil in the following cases:
  - a. when the transfer is necessary for international legal cooperation between public intelligence, investigative and prosecutorial bodies, in accordance with the legal measures provided for in international law;
  - b. when the transfer is necessary to protect life or physical safety User or third party;
  - c. when the transfer is authorized by the ANPD;
  - d. when the transfer results from an obligation undertaken in an international cooperation agreement;
  - e. when the transfer is necessary for the implementation of public policy or the legal assignment of a public service;
  - f. where the transfer is necessary for compliance with a legal or regulatory obligation, the execution of a contract or preliminary procedures related to a contract or the regular exercise of rights in judicial, administrative or arbitration proceedings.

## **§ 10 Notice to California Users**

1. This section applies to all Users who are Consumers residing in the State of California, United States of America, pursuant to the California Consumer Privacy Act of 2018 ("CCPA"), as amended by the California Privacy Rights Act ("CPRA"), and subsequent regulations. For such Consumers, this section supersedes any other potentially conflicting or inconsistent information contained in the Privacy Policy.
2. This section uses the term "personal information" as defined in the California Consumer Privacy Act (CCPA/CPRA).
3. We do not collect sensitive personal data.
4. We will not collect additional categories of personal data without notifying you. We may use your personal data to enable the operational functioning of this Platform and its

features ("business purposes"). In such cases, your personal data will be processed only as necessary and proportionate to the business purpose for which it was collected, and strictly within the limits of compatible operational purposes. We may also use your personal data for other reasons, such as commercial purposes (as indicated in the "Detailed Information on Personal Data Processing" section of this document), as well as to comply with the law and defend our rights before competent authorities when our rights and interests are threatened or we suffer actual harm. We will not process your data for unexpected purposes or for purposes that are incompatible with the originally disclosed purposes without your consent.

5. We will not keep your personal data for longer than is reasonably necessary for the purposes for which it was collected.
6. We collect the above-mentioned categories of personal data, directly or indirectly, from you when you use this Platform. For example, you directly provide your personal data when you submit requests through forms on this Platform. You also provide your personal data indirectly when you navigate this Platform, as your personal data is automatically tracked and collected.
7. We do not disclose your personal information to third parties. For our purposes, the word "third party" means "a person who is not any of the following: a service provider or contractor," as defined by the CCPA.
8. We do not sell or share your personal information. If we decide to do so, we will notify you in advance and give you the right to opt out of such sale.
9. You have the right to request that we disclose to you:
  - a. categories of personal data we collect about you;
  - b. sources from which personal data are collected;
  - c. the purposes for which we use your information;
  - d. to whom we disclose such information.
  - e. specific personal information that we have collected about you.
10. You also have the right to know what personal information is sold or shared and with whom. In particular, you have the right to request two separate lists from us on which we disclose:
  - a. the categories of personal information that we have sold or shared about you and the categories of third parties to whom the personal information has been sold or shared;
  - b. the categories of personal information we disclosed for a business purpose and the categories of persons to whom it was disclosed for a business purpose.

The disclosure described above will be limited to personal information collected or used in the last 12 months.

If we provide our response electronically, the attached information will be "portable", i.e. provided in an easily usable format that allows the information to be transferred to another entity without hindrance - provided that this is technically feasible.

11. You have the right to request that we delete any of your personal data, subject to exceptions set out by law (such as, but not limited to, when the information is used to

identify and fix bugs on this Platform, to detect security incidents and protect against fraudulent or illegal activities, to exercise certain legal rights, etc.). If no legal exception applies, upon exercising your right, we will delete your personal data and notify any of our service providers and any third parties to whom we have sold or shared your personal data - provided that this is technically feasible and does not involve disproportionate effort.

12. You have the right to request that we correct any inaccurate personal data we hold about you, taking into account the nature of the personal data and the purposes for which we process it.
13. You have the right to opt out of the sale or sharing of your personal information. You also have the right to request that we restrict the use or disclosure of your sensitive personal information.
14. We will not discriminate against users for exercising their rights under the CCPA. This means we will not discriminate against you, including, but not limited to, refusing goods or services, charging a different price, or providing a different level or quality of goods or services, simply because you have exercised your privacy rights. However, if you refuse to provide us with your personal information or ask us to delete or stop selling your personal information, and that personal information or sale is necessary for us to provide you with the goods or services, we may not be able to complete the transaction. To the extent permitted by law, we may offer you promotions, discounts, and other offers in exchange for collecting, retaining, or selling your personal information, provided the financial incentive offered is reasonably related to the value of your personal information.
15. To exercise the rights described above, you must submit a verifiable request to us by contacting us using the details provided in this document. In order for us to respond to your request, we need to know who you are. Therefore, you may only exercise the rights above by submitting a verifiable request, which must include:
  - a. provide sufficient information to allow us to reasonably verify whether the User is the person whose personal data we have collected, or authorized representative;
  - b. describe your request in sufficient detail to enable us to properly understand, evaluate and respond to it.
16. We will not respond to any request if we are unable to verify your identity and therefore confirm that the personal data we hold actually relates to you.
17. Submitting a verifiable consumer request does not require creating an account on our Platform. We will use any personal information collected from you in connection with verifying your request solely for verification purposes and will not further disclose your personal information, retain it longer than necessary for verification purposes, or use it for unrelated purposes. If you are unable to submit a verifiable request in person, you may authorize someone registered with the California Secretary of State to act on your behalf.

18. If you are an adult, you may submit a verifiable application on behalf of a child under your parental authority.
19. The user may submit a maximum of 2 applications within a 12-month period.
20. We will confirm receipt of your verifiable request and provide you with information about how it will be handled within 10 days.
21. We will respond to your request within 45 days of receiving it. If we require more time, we will explain the reasons and how much time we need. Therefore, please note that it may take up to 90 days to process your request.
22. The information we disclose will cover the previous 12-month period. Only with respect to personal data collected on or after January 1, 2022, you have the right to request that we disclose information beyond the 12-month period, and we will provide it to you unless this proves impossible or would involve disproportionate effort.
23. If your application is rejected, we will explain the reasons for the rejection.
24. We do not charge a fee for processing or responding to your verifiable request unless the request is manifestly unfounded or excessive. In such cases, we may charge a reasonable fee or decline to act on your request. In either case, we will inform you of our decisions and explain the reasons for them.

## **§ 11 Notice to Users in the State of Virginia**

1. This section of the document integrates and supplements the information contained in the rest of the Privacy Policy and is provided by the Controller operating this Platform and, where applicable, its parent company, subsidiaries and affiliates.  
This section applies to all Users who are Consumers residing in the State of Virginia under the Virginia Consumer Privacy Act ("VCDPA") and, for such Consumers, supersedes any other conflicting or inconsistent information contained in the Privacy Policy.
2. This section uses the term "personal information" as defined in the VCDPA.
3. We do not collect sensitive data.
4. We will not collect additional categories of personal data without notifying you.
5. We will not process your data for unexpected purposes or for purposes that are inconsistent with the purposes originally disclosed without your consent.
6. The user may freely express, refuse or withdraw such consent at any time by using the contact details provided in this document.
7. We do not share or disclose Users' personal data to third parties.
8. We do not sell your personal information. If we decide to do so, we will notify you in advance and give you the right to opt out of such sale.
9. We do not process your personal data for targeted advertising purposes. If we decide to do so, we will inform you in advance and provide you with the right to opt-out of having your personal data processed for targeted advertising purposes.
10. You may exercise certain rights regarding the data we process. In particular, you have the right to:

- a. access to personal data: right to information. The user has the right to request us to confirm whether we are processing your personal data. You also have the right to access such personal data.;
  - b. correct any inaccurate personal data. You have the right to request that we correct any inaccurate personal data. to correct any inaccurate personal data we hold on you topic, taking into account the nature of personal data and the purposes of their processing;
  - c. request deletion of personal data. You have the right to request that we delete your personal data. any of his personal data;
  - d. obtain a copy of your personal data. We will provide you with your personal data in a portable and usable format that allows easy transfer of the data to another entity - provided that this is technically feasible;
  - e. opting out of the processing of your personal data for the purposes of targeted advertising, the sale of personal data or profiling for the purpose of making decisions that produce legal or similarly significant effects concerning the User.
11. We will not discriminate against users for exercising their rights under the VCDPA. This means that we will not, among other things, deny you goods or services, charge you a different price, or provide you with a different level or quality of goods or services simply because you have exercised your privacy rights. However, if you refuse to provide us with your personal information or ask us to delete or stop selling your personal information, and we need that personal information or sale to provide you with the goods or services, we may not be able to complete that transaction. To the extent permitted by law, we may offer you a different price, rate, level, quality, or selection of goods or services, including offering goods or services free of charge if you have exercised your right to opt-out, or if our offer is linked to your voluntary participation in a bona fide loyalty, rewards, premium, discount, or club card program.
12. To exercise the rights described above, please submit your request by contacting us using the contact details provided in this document. To respond to your request, we need to know who you are. We will not respond to any request if we cannot verify your identity using commercially reasonable efforts and thereby confirm that the personal data we hold truly relates to you. In such cases, we may ask you to provide additional information necessary to authenticate you and your request. Submitting a consumer request does not require you to create an account on our Platform. However, we may require you to use an existing account. We will use any personal data collected from you in connection with your request solely for authentication purposes, without further disclosing your personal data, retaining it longer than necessary for authentication purposes, or using it for unrelated purposes.
13. If you are an adult, you can submit an application on behalf of a child under your parental authority.
14. We will respond to your request without undue delay, but in all cases no later than 45 days of receiving it. If we require more time, we will explain the reasons and how much more time we will need. Therefore, please note that it may take up to 90 days to fulfill

your request. If we deny your request, we will explain the reasons for the denial without undue delay, but in all cases no later than 45 days of receiving your request. You have the right to appeal this decision by submitting a request to us using the details provided in this document. Within 60 days of receiving your appeal, we will inform you in writing of any action taken or not taken in response to your appeal, including a written statement of the reasons for the decision. If your appeal is denied, you may contact the Attorney General to file a complaint.

15. We do not charge a fee for responding to your request, for a maximum of two requests per year. If your request is manifestly unfounded, excessive, or repetitive, we may charge a reasonable fee or decline to act on your request. In either case, we will inform you of our decisions and explain the reasons for them.

## **§ 12 Notice to Colorado Users**

1. This section applies to all Users who are Consumers residing in Colorado under the Colorado Privacy Act ("CPA") and, for such Consumers, supersedes any other information in the Privacy Policy that may be inconsistent or contradictory. This section uses the term "personal information" as defined in the CPA.
2. We do not collect sensitive data.
3. We will not collect additional categories of personal data without notifying you.
4. We will not process your data for unexpected purposes or for purposes that are inconsistent with the purposes originally disclosed without your consent.
5. The user may freely express, refuse or withdraw such consent at any time by using the contact details provided in this document.
6. We do not share or disclose your personal data to third parties. For our purposes, the word "third party" means "a natural or legal person, public authority, agency or body other than a Consumer, Controller, processor or entity related to a processor or Controller" as defined in the VCDPA. For our purposes, the word "third party" means "a person, public authority, agency or body other than a Consumer, Controller, processor or entity related to a processor or Controller" as defined in the CPA.
7. We do not sell your personal information. If we decide to do so, we will notify you in advance and give you the right to opt out of such sale. For our purposes, the word "sale," "sell," or "sold" means "the exchange of personal information for monetary or other valuable consideration by a Controller to a third party," as defined in the CPA.
8. Please note that under the CPA, the disclosure of personal data to a processor that processes personal data on behalf of the Controller does not constitute a sale. In addition, other specific exceptions set out in the CPA may apply, such as, but not limited to, the disclosure of personal data to a third party for the purpose of providing a product or service requested by the User.
9. We do not process your personal data for targeted advertising purposes. If we choose to do so, we will inform you in advance and grant you the right to opt out of having your



personal data processed for targeted advertising purposes. For our purposes, "targeted advertising" means "displaying advertising to a consumer based on personal data obtained or inferred over time from the consumer's activities on unrelated websites, applications, or online services in order to predict the consumer's preferences or interests" as defined by the CPA.

10. Please note that, under the CPA, targeted advertising does not include: "advertisements directed to a Consumer in response to a Consumer's request for information or opinions; advertisements based on activities within the Controller's own websites or web applications or any related website or web application; advertisements based on the context of the Consumer's current search query, website or web application visit; or the processing of personal data solely for the purpose of measuring or reporting advertising frequency, effectiveness, or reach."
11. You may exercise certain rights regarding the data we process. In particular, you have the right to:
  - a. to opt out of the processing of your personal data for the purposes of targeted advertising, the sale of personal data or profiling for the purpose of making decisions that produce legal or similarly significant effects concerning the User;
  - b. inYou have the right to request confirmation from us as to whether we are processing your personal data. You also have the right to access such personal data.;
  - c. Correction of inaccurate personal data. You have the right to request that we correct any inaccurate personal data we hold about you, taking into account the nature of the personal data and the purposes for which it is processed.;
  - d. Request deletion of personal data. You have the right to request that we delete any of your personal data.;
  - e. obtain a copy of your personal data. We will provide your personal data in a portable and usable format that allows for easy transfer to another entity, provided it is technically feasible.;
  - f. InWe will not, under any circumstances, increase the cost or reduce the availability of a product or service solely based on the exercise of any of your rights and without regard to the feasibility or value of the service. However, to the extent permitted by law, we may offer you a different price, rate, level, quality, or selection of goods or services, including offering goods or services free of charge if our offer is linked to your voluntary participation in a loyalty, rewards, premium feature, discount, or club card program.
12. To exercise the rights described above, please send us your request by contacting us using the contact details provided in this document.
13. In order to respond to your request, we need to know who you are and what right you wish to exercise.
14. We will not respond to any request if we cannot verify your identity using commercially reasonable efforts and thereby confirm that the personal information we hold actually

relates to you. In such cases, we may ask you to provide additional information necessary to authenticate you and fulfill your request.

15. Submitting a consumer request does not require you to create an account on our Platform. However, we may require you to use an existing account. We will use any personal data collected from you in connection with your request solely for authentication purposes, without further disclosing your personal data, retaining it longer than necessary for authentication purposes, or using it for unrelated purposes. If you are an adult, you may submit a request on behalf of a child under your parental authority.
16. We will respond to your request without undue delay, but in all cases no later than 45 days of receiving it. If we require more time, we will explain the reasons and how much more time we will need. Therefore, please note that it may take up to 90 days to comply with your request. If we deny your request, we will explain the reasons for the denial without undue delay, but in all cases no later than 45 days of receiving your request. You have the right to appeal this decision by submitting a request to us using the details provided in this document. Within 45 days of receiving your appeal, we will inform you in writing of any action taken or not taken in response to your appeal, including a written statement of the reasons for the decision. If your appeal is denied, you may contact the Attorney General to file a complaint.
17. We do not charge a fee for responding to your request, for a maximum of two requests per year.

## **§ 13 Notice to Users in Connecticut**

1. This section applies to all Consumers residing in Connecticut under the "Personal Information Privacy and Online Tracking Act" (also known as the "Connecticut Data Privacy Act" or "CTDPA"), and for such Consumers, it supersedes any other conflicting or inconsistent information contained in the Privacy Policy. This section uses the term "personal information" as that term is defined in the CTDPA.
2. We do not collect sensitive data.
3. We will not collect additional categories of personal data without notifying you.
4. We will not process your data for unexpected purposes or for purposes inconsistent with the purposes originally disclosed without your consent.
5. The user may freely express, refuse or withdraw such consent at any time by using the contact details provided in this document.
6. We do not share or disclose your personal data with third parties. For our purposes, the word "third party" means "a person, public authority, agency or body other than a Consumer, a Controller, a processor or an entity affiliated with a processor or a Controller", as defined in the CTDPA.
7. We do not sell your personal data. If we decide to do so, we will notify you in advance and give you the right to opt out of such sale. For our purposes, the word "sale," "sell," or

"sold" means "the exchange of personal data for monetary or other valuable consideration by a Controller to a third party," as defined in the CTDPA.

8. Please note that under the CTDPA, the disclosure of personal data to a processor that processes personal data on behalf of the Controller does not constitute a sale. In addition, other specific exceptions set out in the CTDPA may apply, such as, but not limited to, the disclosure of personal data to a third party for the purpose of providing a product or service requested by the User.
9. We do not process your personal data for targeted advertising purposes. If we choose to do so, we will inform you in advance and grant you the right to opt out of having your personal data processed for targeted advertising purposes. For our purposes, "targeted advertising" means "displaying advertising to a consumer based on personal data obtained or inferred over time from the consumer's activities on unrelated websites, applications, or online services in order to predict the consumer's preferences or interests" as defined by the CTDPA.
10. Please note that under the CTDPA, targeted advertising does not include: "advertising based on activities within the Controller's own websites or web applications; advertising based on the context of the Consumer's current search query, website visit or web application; advertising directed to the Consumer in response to the Consumer's request for information or opinions; or the processing of personal data solely for the purpose of measuring or reporting advertising frequency, effectiveness or reach."
11. You may exercise certain rights regarding the data we process. In particular, you have the right to:
  - a. INYou have the right to request confirmation from us as to whether we are processing your personal data. You also have the right to access such personal data.;
  - b. Correction of inaccurate personal data. You have the right to request that we correct any inaccurate personal data we hold about you, taking into account the nature of the personal data and the purposes for which it is processed.;
  - c. Request deletion of personal data. You have the right to request that we delete any of your personal data.;
  - d. obtain a copy of your personal data. We will provide your personal data in a portable and usable format that allows for easy transfer to another entity, provided it is technically feasible.;
  - e. to opt out of the processing of your personal data for the purposes of targeted advertising, the sale of personal data or profiling for the purpose of making decisions that produce legal or similarly significant effects concerning the User.
12. In no event will we increase the cost or reduce the availability of a product or service based solely on the exercise of any of your rights and without regard to the feasibility or value of the service. However, to the extent permitted by law, we may offer you a different price, rate, level, quality, or selection of goods or services, including offering goods or services free of charge if our offer is linked to your voluntary participation in a loyalty, rewards, premium feature, discount, or club card program.

13. To exercise the rights described above, please send us your request by contacting us using the contact details provided in this document. To respond to your request, we need to know who you are and which right you wish to exercise.
14. We will not respond to any request if we cannot verify your identity using commercially reasonable efforts and thereby confirm that the personal data we hold truly relates to you. In such cases, we may ask you to provide additional information necessary to authenticate you and your request. Submitting a consumer request does not require you to create an account on our Platform. However, we may require you to use an existing account. We will use any personal data collected from you in connection with your request solely for authentication purposes, without further disclosing your personal data, retaining it longer than necessary for authentication purposes, or using it for unrelated purposes. If you are an adult, you may submit a request on behalf of a child under your parental authority.
15. We will respond to your request without undue delay, but in all cases no later than 45 days of receiving it. If we require more time, we will explain the reasons and how much more time we will need. Therefore, please note that it may take up to 90 days to comply with your request. If we deny your request, we will explain the reasons for the denial without undue delay, but in all cases no later than 45 days of receiving your request. You have the right to appeal this decision by submitting a request to us using the details provided in this document. We will inform you in writing within 45 days of receiving your appeal of any action taken or not taken in response to your appeal, including a written statement of the reasons for any decisions made. If your appeal is denied, you may contact the Attorney General to file a complaint.
16. We do not charge a fee for responding to your request, for a maximum of one request per year.

## **§ 14 Notice to Users in Utah**

1. This section applies to all Users who are Consumers residing in Utah under the Consumer Privacy Act ("UCPA") and, for such Consumers, supersedes any other conflicting or inconsistent information contained in the Privacy Policy. This section uses the term "personal information" as defined in the UCPA.
2. We do not collect sensitive data.
3. We will not collect additional categories of personal data without notifying you.
4. We do not share or disclose your personal information with third parties. For our purposes, the word "third party" means "any person other than: a Consumer, a Controller, or a Processor; or an affiliate or contractor of a Controller or Processor" as defined by the UCPA.
5. We do not sell your personal information. If we decide to do so, we will notify you in advance and give you the right to opt out of such sale. For our purposes, the word "sale,"

"sell," or "sold" means "the exchange of personal information for monetary or other valuable consideration by a Data Controller to a third party," as defined by the UCPA.

6. Please note that under the UCPA, the disclosure of personal information to a processor that processes personal information on behalf of the Controller does not constitute a sale. In addition, other specific exceptions set out in the UCPA may apply, such as, but not limited to, the disclosure of personal information to a third party to provide a product or service requested by the User.
7. We do not process your personal data for targeted advertising purposes. If we choose to do so, we will inform you in advance and grant you the right to opt out of having your personal data processed for targeted advertising purposes. For our purposes, "targeted advertising" means "displaying an advertisement to a consumer that is selected based on personal data obtained or inferred over time from the consumer's activities on unrelated websites, applications, or online services in order to predict the consumer's preferences or interests" as defined by the UCPA.
8. Please note that under the UCPA, targeted advertising does not include: "advertising based on activities within the Administrator's own websites or online applications or any affiliated website or online application; advertising based on the context of a Consumer's current search query, website or online application visit; advertising directed to a Consumer in response to a Consumer's request for information, product, service, or opinion; or processing personal data solely for the purpose of measuring or reporting the effectiveness, reach, or frequency of advertising."
9. You may exercise certain rights regarding the data we process. In particular, you have the right to:
  - a. INYou have the right to request confirmation from us as to whether we are processing your personal data. You also have the right to access such personal data.;
  - b. Request deletion of personal data. You have the right to request that we delete any of your personal data.;
  - c. obtain a copy of your personal data. We will provide your personal data in a portable and usable format that allows for easy transfer to another entity, provided it is technically feasible.;
  - d. opt out of the processing of your personal data for the purposes of targeted advertising or the sale of your personal data.
10. In no event will we increase the cost or reduce the availability of a product or service based solely on the exercise of any of your rights and without regard to the feasibility or value of the service. However, to the extent permitted by law, we may offer you a different price, rate, level, quality, or selection of goods or services, including offering goods or services free of charge if our offer is linked to your voluntary participation in a loyalty, rewards, premium feature, discount, or club card program.
11. To exercise the rights described above, please send us your request by contacting us using the contact details provided in this document.

12. In order to respond to your request, we need to know who you are and what right you wish to exercise.
13. We will not respond to any request if we cannot verify your identity using commercially reasonable efforts and thereby confirm that the personal information we hold truly relates to you. In such cases, we may ask you to provide additional information necessary to authenticate you and your request. We may retain your email address to respond to your request. If you are an adult, you may submit a request on behalf of a child under your parental authority.
14. We will respond to your request without undue delay, but in all cases no later than 45 days of receiving it. If we need more time, we will explain why and how much more time we need. Therefore, please note that it may take up to 90 days to fulfill your request. If we deny your request, we will explain the reasons for the denial without undue delay, but in all cases no later than 45 days of receiving your request. We do not charge a fee for responding to your request, for a maximum of one request per year.

## **§ 15 Final provisions**

1. The Administrator reserves the right to make changes to this Privacy Policy at any time by notifying its Users on this page and, where applicable, within this Platform and/or—where technically and legally feasible—by sending a notice to Users via any contact information available to the Administrator. We strongly recommend that you frequently review this page, referring to the date of the last modification at the bottom.
2. If the changes affect processing activities performed on the basis of the User's consent, the Administrator will collect new consent from the User, if required.
3. The User's personal data may be used for legal purposes by the Controller in court or at the stages leading to possible legal actions resulting from improper use of this Platform or the services related to it.
4. The User declares that he or she is aware that the Administrator may be obliged to disclose personal data at the request of public authorities.
5. In addition to the information contained in this Privacy Policy, this Platform may provide the User with additional information regarding particular services or the collection and processing of personal data.
6. For operation and maintenance purposes, this Platform and any third-party services may collect files that record interaction with the Platform (system logs) or use other personal data (such as IP address) for this purpose.
7. More details regarding the collection or processing of personal data can be obtained from the Administrator at any time.
8. If you have any questions, comments or requests regarding this Privacy Policy, please contact us at the following email address: [contact@chessgrow.com](mailto:contact@chessgrow.com)

**Last updated: February 19, 2024.**