

# Privacy Policy

Last updated February 12th, 2025

This privacy notice for OpenMic Co. ("Company," "we," "us," or "our"), describes how and why we might collect, store, use, and/or share ("process") your information when you use our services ("Services"), such as when you:

- Download and use our mobile application (OpenMic), or any other application of ours that links to this privacy notice
- Engage with us in other related ways, including any sales, marketing, or events

**Questions or concerns?** Reading this privacy notice will help you understand your privacy rights and choices. If you do not agree with our policies and practices, please do not use our Services. If you still have any questions or concerns, please contact us at [privacy@getopenmic.co](mailto:privacy@getopenmic.co).

## Summary Of Key Points

This summary provides key points from our privacy notice, but you can find out more details about any of these topics by using our table of contents below to find the section you are looking for.

### **What personal information do we process?**

When you visit, use, or navigate our Services, we may process personal information depending on how you interact with OpenMic Co. and the Services, the choices you make, and the products and features you use.

### **Do we process any sensitive personal information?**

We may process sensitive personal information when necessary with your consent or as otherwise permitted by applicable law.

### **Do we receive any information from third parties?**

We may receive information from public databases, marketing partners, social media platforms, and other outside sources.

## **How do we process your information?**

We process your information to provide, improve, and administer our Services, communicate with you, for security and fraud prevention, and to comply with law. We may also process your information for other purposes with your consent. We process your information only when we have a valid legal reason to do so.

## **In what situations and with which parties do we share personal information?**

We may share information in specific situations and with specific third parties.

## **What are your rights?**

Depending on where you are located geographically, the applicable privacy law may mean you have certain rights regarding your personal information.

## **How do you exercise your rights?**

The easiest way to exercise your rights is by contacting [privacy@getopenmic.co](mailto:privacy@getopenmic.co). We will consider and act upon any request in accordance with applicable data protection laws.

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# 1. What Information Do We Collect?

## Personal information you disclose to us

**In Short:** *We collect personal information that you provide to us.*

We collect personal information that you voluntarily provide to us when you register on the Services, express an interest in obtaining information about us or our products and Services, when you participate in activities on the Services, or otherwise when you contact us.

**Personal Information Provided by You.** The personal information that we collect depends on the context of your interactions with us and the Services, the choices you make, and the products and features you use. The personal information we collect may include the following:

- Names
- Email Addresses
- Usernames
- Passwords
- Pronouns (collected only with your explicit consent)
- Gender Identity (collected only with your explicit consent)
- Location (collected only with your explicit consent)
- IP Address (collected for security and service optimization)

## Social Media Login Data

We may provide you with the option to register with us using your existing social media account details, like your Facebook, Twitter, or other social media account. If you choose to register in this way, we will collect the information described in the section called "HOW DO WE HANDLE YOUR SOCIAL LOGINS?" below.

## Application Data

If you use our application(s), we also may collect the following information if you choose to provide us with access or permission:

- **Geolocation Information.** We may request access or permission to track location-based information from your mobile device, either continuously or while you are using our mobile application(s), to provide certain location-based services. If you wish to change our access or permissions, you may do so in your device's settings.
- **Mobile Device Access.** We may request access or permission to certain features from your mobile device, including your mobile device's camera, social media accounts, and

other features. If you wish to change our access or permissions, you may do so in your device's settings.

- **Push Notifications.** We may request to send you push notifications regarding your account or certain features of the application(s). If you wish to opt out from receiving these types of communications, you may turn them off in your device's settings.

This information is primarily needed to maintain the security and operation of our application(s), for troubleshooting, and for our internal analytics and reporting purposes. All personal information that you provide to us must be true, complete, and accurate, and you must notify us of any changes to such personal information.

## **Information collected from other sources**

**In Short:** *We may collect data from third-party sources, including marketing partners and social media platforms, only where legally permitted.*

To enhance our ability to provide relevant marketing, offers, and services, we may obtain information about you from:

- Public databases
- Joint marketing partners
- Affiliate programs
- Data providers
- Social media platforms
- Other third parties

This data may include mailing addresses, job titles, email addresses, phone numbers, intent data, IP addresses, social media profiles, and URLs, and may be used for targeted advertising and event promotion.

If you interact with us via social media (e.g., Facebook, Twitter), we may collect your name, email address, and gender, based on your social media privacy settings. You can manage and revoke access to this data in your social media account settings.

We will only use third-party data where legally permitted and will provide users with the option to opt out of such data processing for marketing purposes.

## 2. How Do We Process Your Information?

**In Short:** *We process your personal information to provide, improve, and administer our Services, communicate with you, ensure security and fraud prevention, and comply with legal obligations. We may also process your information for other purposes with your explicit consent.*

We process your personal information for a variety of reasons, depending on how you interact with our Services, including:

### Legal Basis for Processing

Under the General Data Protection Regulation (GDPR), we rely on the following legal bases when processing your personal information:

- Performance of a Contract – When processing is necessary to provide the Services you request (e.g., creating an account, facilitating transactions).
- Legitimate Interests – When processing helps improve our Services, protect against fraud, or personalize user experience, without overriding your rights and freedoms.
- Legal Obligation – When we must process data to comply with applicable laws (e.g., tax, fraud prevention).
- Consent – When we require your explicit permission (e.g., for marketing, location tracking, or certain analytics).

### Why We Process Your Data

- To facilitate account creation and authentication and manage user accounts (Legal Basis: Contract). We process your information to allow you to create, log in, and maintain your account.
- To deliver and facilitate delivery of Services to the user (Legal Basis: Contract). We process your information to provide the services you request.
- To respond to user inquiries and provide support (Legal Basis: Contract/Legitimate Interest). We process your data to answer inquiries and resolve technical issues.
- To enable user-to-user communications (Legal Basis: Consent). If you use features that allow communication with other users, we process your information to facilitate these interactions.
- To request feedback (Legal Basis: Legitimate Interest). We process your information to request feedback about our Services and improve user experience.
- To improve our Services, products, and marketing (Legal Basis: Legitimate Interest/Consent). We analyze usage trends to improve product offerings, service

efficiency, and promotional effectiveness. Users can opt out of data used for marketing purposes.

- To ensure security, fraud prevention, and compliance with legal obligations (Legal Basis: Legal Obligation/Legitimate Interest). We process your information to monitor for fraudulent activity, maintain cybersecurity, and comply with regulations.
- To identify usage trends and enhance user experience (Legal Basis: Legitimate Interest). We analyze aggregated user behavior to improve functionality, fix technical issues, and enhance performance.

## Your Rights & Choices

- You have the right to access, rectify, or delete your personal data.
- You can object to certain processing activities (e.g., marketing) or withdraw consent where applicable.
- You can manage your preferences via account settings or by contacting us.

For further details on how to exercise your rights, please see "What Are Your Privacy Rights" in this policy.

## 3. What Legal Bases Do We Rely On to Process Your Information?

**In Short:** *We process your personal information when we believe it is necessary and we have a valid legal reason (i.e., legal basis) to do so under applicable law, like with your consent, to comply with laws, to provide you with services to enter into or fulfill our contractual obligations, to protect your rights, or to fulfill our legitimate business interests.*

*If you are located in Canada, this section applies to you.*

We may process your information if you have given us specific permission (i.e., express consent) to use your personal information for a specific purpose, or in situations where your permission can be inferred (i.e., implied consent). You can withdraw your consent at any time by contacting [privacy@getopenmic.co](mailto:privacy@getopenmic.co).

In some exceptional cases, we may be legally permitted under applicable law to process your information without your consent, including, for example:

- If collection is clearly in the interests of an individual and consent cannot be obtained in a timely way
- For investigations and fraud detection and prevention

- For business transactions provided certain conditions are met
- If it is contained in a witness statement and the collection is necessary to assess, process, or settle an insurance claim
- For identifying injured, ill, or deceased persons and communicating with next of kin
- If we have reasonable grounds to believe an individual has been, is, or may be victim of financial abuse
- If it is reasonable to expect collection and use with consent would compromise the availability or the accuracy of the information and the collection is reasonable for purposes related to investigating a breach of an agreement or a contravention of the laws of Canada or a province
- If disclosure is required to comply with a subpoena, warrant, court order, or rules of the court relating to the production of records
- If it was produced by an individual in the course of their employment, business, or profession and the collection is consistent with the purposes for which the information was produced
- If the collection is solely for journalistic, artistic, or literary purposes
- If the information is publicly available and is specified by the regulations

*If you are located in the European Union (EU), European Economic Area (EEA), or United Kingdom (UK), this section applies to you.*

Under the General Data Protection Regulation (GDPR) and the UK GDPR, we rely on the following legal bases to process your personal data:

- **Consent (Article 6(1)(a) GDPR)**  
You have given us explicit, informed, and unambiguous consent to process your personal data for specific purposes (e.g., marketing emails, location tracking).  
You can withdraw your consent at any time by contacting us at [privacy@getopenmic.co](mailto:privacy@getopenmic.co) or updating your preferences in your account settings.
- **Contractual Necessity (Article 6(1)(b) GDPR)**  
Processing is necessary to fulfill a contract with you or take pre-contractual steps (e.g., to provide services you request).
- **Legal Obligation (Article 6(1)(c) GDPR)**  
We process personal data to comply with legal obligations, such as tax laws, fraud prevention, and regulatory requirements.
- **Legitimate Interests (Article 6(1)(f) GDPR)**  
We process data when it is necessary for our legitimate business interests, provided these do not override your rights and freedoms. These interests may include:
  - Improving our services, security, and fraud prevention.

- Analyzing usage trends to enhance user experience.
- Providing customer support and ensuring functionality.
- Personalized marketing (if legally allowed and not requiring consent).

**Your Rights:** Under GDPR, you can object to processing based on legitimate interests. If you object, we will stop processing your data unless we demonstrate compelling legitimate grounds.

## 4. When and With Whom do We Share Your Personal Information?

**In Short:** *We may share information in specific situations described in this section and/or with the following third parties.*

We may need to share your personal information in the following situations:

- **Business Transfers.** We may share or transfer your information in connection with, or during negotiations of, any merger, sale of company assets, financing, or acquisition of all or a portion of our business to another company. If such a transfer occurs, we will take reasonable steps to ensure your personal data remains protected and that you are notified of any significant changes.
- **Third-Party Service Providers.** We may share your information with third-party service providers that are essential to the development, maintenance, and functionality of our app. These third-party services are utilized to support various aspects of the app's infrastructure, including but not limited to cloud hosting & storage providers (e.g., AWS, Google Cloud, payment processors, analytics & performance monitoring tools, and authentication & security services. Sharing your information with these providers is necessary to ensure the seamless operation and enhancement of our app. For further information on which services, please contact [privacy@getopenmic.co](mailto:privacy@getopenmic.co).
- **Other Users.** When you share personal information (for example, by posting comments, contributions, or other content to the Services) or otherwise interact with public areas of the Services, such personal information may be viewed by all users and may be publicly made available outside the Services in perpetuity. If you interact with other users of our Services and register for our Services through a social network (such as Facebook), your contacts on the social network will see your name, profile photo, and descriptions of your activity. Similarly, other users will be able to view descriptions of your activity, communicate with you within our Services, and view your profile.



To protect user data from unauthorized access, breaches, or theft, we implement industry-standard encryption and database security measures. These include secure data transmission protocols, encrypted storage solutions, and regular security audits to ensure that your information remains safe and protected against potential threats.

## 5. Do We Use Cookies And Other Tracking Technologies?

**In Short:** *We use cookies and similar tracking technologies to enhance your experience, analyze usage, and provide relevant services, but we obtain your consent where required by law.*

We may use cookies and similar tracking technologies (such as web beacons, pixels, and scripts) to collect and store information when you interact with our Services. These technologies help us improve functionality, analyze site traffic, and deliver personalized content.

## 6. How Do We Handle Your Social and Email Logins?

**In Short:** *If you choose to register or log in to our Services using a social media account or an Email account, we may have access to certain information about you.*

Our Services offer you the ability to register and log in using your third-party social media account details or email account details. Where you choose to do this, we will receive certain profile information about you from your provider. The profile information we receive may vary depending on the provider concerned, but will often include your name, email address, friends list, and profile picture, as well as other information you choose to make public on such a social media platform or email account. When you choose to do this, we will receive certain profile information from your provider, but only with your explicit consent and only to the extent necessary to provide our Services.

We will use the information we receive only for the purposes that are described in this privacy notice or that are otherwise made clear to you on the relevant Services. Please note that we do not control, and are not responsible for, other uses of your personal information by your third-party social media provider. We recommend that you review their privacy notice to understand how they collect, use, and share your personal information, and how you can set your privacy preferences on their sites and apps.

## 7. How Long Do We Keep Your Information?

**In Short:** *We keep your information for as long as necessary to fulfill the purposes outlined in this privacy notice unless otherwise required by law.*

We will only retain your personal information for as long as necessary to: provide our Services to you, comply with legal, tax, or regulatory obligations, resolve disputes and enforce our agreements. No purpose in this notice will require us keeping your personal information for longer than twelve (12) months past the termination of the user's account.

When we have no ongoing legitimate business need to process your personal information, we will either delete or anonymize such information, or, if this is not possible (for example, because your personal information has been stored in backup archives), then we will securely store your personal information and isolate it from any further processing until deletion is possible.

## 8. Do We Collect Information From Minors?

**In Short:** *We collect information from all users.*

When using our services, we prioritize the safety and privacy of minors from the ages of 13–18. We do not allow children under the age of 13 to use our services. We comply with relevant laws, such as COPPA in the U.S., to ensure that their data is protected. If we become aware that a child under 13 has registered an account, we will take steps to delete the account and any personal information collected, in compliance with COPPA.

We have implemented comprehensive measures to protect all users from exposure to sensitive content, including but not limited to nudity, hate symbols, and violence. Users between the ages of 13 and 18 have the right to request an educational privacy policy outlining their rights as minors when using our services. To request this policy, please contact us at [privacy@getopenmic.co](mailto:privacy@getopenmic.co).

If a minor or their parent observes any suspicious behavior or content that may violate the child's rights, we strongly encourage immediate reporting to [privacy@getopenmic.co](mailto:privacy@getopenmic.co).

In addition, any adult over the age of 18 who engages in suspicious behavior may be restricted from interacting with teen accounts to maintain a safer and more secure environment for our younger users.

Minors have the following rights:

- The right to opt-out of data collection.
- The right to opt-out of data sales.
- The right to opt-out of targeted advertising.
- The right to request data deletion.
- The right to request corrections of inaccurate data.
- The right to request a list of all third parties involved in data sharing.
- The right to request information regarding what data is being collected, how it will be used, and how it will be shared.

To exercise these rights, please email us at [privacy@getopenmic.co](mailto:privacy@getopenmic.co).

## 9. What Are Your Privacy Rights?

**In Short:** *In some regions, such as Canada, the European Union (EU), European Economic Area (EEA), and United Kingdom (UK), you have rights that allow you greater access to and control over your personal information. You may review, change, or terminate your account at any time.*

In some regions (like Canada), you have certain rights under applicable data protection laws. These may include the right (i) to request access and obtain a copy of your personal information, (ii) to request rectification or erasure; (iii) to restrict the processing of your personal information; and (iv) if applicable, to data portability. In certain circumstances, you may also have the right to object to the processing of your personal information. You can make such a request by contacting us by using the contact details provided in the section "HOW CAN YOU CONTACT US ABOUT THIS NOTICE?" below.

We will consider and act upon any request in accordance with applicable data protection laws.

If you are located in the EEA or UK and you believe we are unlawfully processing your personal information, you also have the right to complain to your [Member State data protection authority](#), the [GDPR](#), or [UK data protection authority](#).

If you are located in Switzerland, you may contact the [Federal Data Protection and Information Commissioner](#).

**Withdrawing your consent:** If we are relying on your consent to process your personal information, which may be express and/or implied consent depending on the applicable law,

you have the right to withdraw your consent at any time. You can withdraw your consent at any time by contacting us by using the contact details provided in the section "HOW CAN YOU CONTACT US ABOUT THIS NOTICE?" below.

However, please note that this will not affect the lawfulness of the processing before its withdrawal nor, when applicable law allows, will it affect the processing of your personal information conducted in reliance on lawful processing grounds other than consent.

## **Account Information**

**If you would at any time like to review or change the information in your account or terminate your account, you can:**

- Log in to your account settings and update your user account.

Upon your request to terminate your account, we will deactivate or delete your account and information from our active databases. However, we may retain some information in our files to prevent fraud, troubleshoot problems, assist with any investigations, enforce our legal terms and/or comply with applicable legal requirements. For help terminating your account, you may email us at [privacy@getopenmic.co](mailto:privacy@getopenmic.co).

**Cookies and similar technologies:** Most Web browsers are set to accept cookies by default. If you prefer, you can usually choose to set your browser to remove cookies and to reject cookies. If you choose to remove cookies or reject cookies, this could affect certain features or services of our Services. You may also [opt out of interest-based advertising by advertisers](#) on our Services.

If you have questions or comments about your privacy rights, you may email us at [privacy@getopenmic.co](mailto:privacy@getopenmic.co).

## **10. Controls For Do-Not-Track Features**

Most web browsers and some mobile operating systems and mobile applications include a Do-Not-Track ("DNT") feature or setting you can activate to signal your privacy preference not to have data about your online browsing activities monitored and collected. At this stage no uniform technology standard for recognizing and implementing DNT signals has been finalized. As such, we do not currently respond to DNT browser signals or any other mechanism that automatically communicates your choice not to be tracked online. If a standard for online tracking is adopted that we must follow in the future, we will inform you about that practice in a revised version of this privacy notice.

# 11. Do California Residents Have Specific Privacy Rights?

**In Short:** *Yes, if you are a resident of California, you are granted specific rights regarding access to your personal information.*

California Civil Code Section 1798.83, also known as the "Shine The Light" law, permits our users who are California residents to request and obtain from us, once a year and free of charge, information about categories of personal information (if any) we disclosed to third parties for direct marketing purposes and the names and addresses of all third parties with which we shared personal information in the immediately preceding calendar year. If you are a California resident and would like to make such a request, please submit your request in writing to us using the contact information provided below.

If you are under 18 years of age, reside in California, and have a registered account with Services, you have the right to request removal of unwanted data that you publicly post on the Services. To request removal of such data, please contact us using the contact information provided below and include the email address associated with your account and a statement that you reside in California. We will make sure the data is not publicly displayed on the Services, but please be aware that the data may not be completely or comprehensively removed from all our systems (e.g., backups, etc.).

## CCPA Privacy Notice

The California Code of Regulations defines a "resident" as:

(1) every individual who is in the State of California for other than a temporary or transitory purpose and

(2) every individual who is domiciled in the State of California who is outside the State of California for a temporary or transitory purpose

All other individuals are defined as "non-residents."

If this definition of "resident" applies to you, we must adhere to certain rights and obligations regarding your personal information.

### What categories of personal information do we collect?

We have collected the following categories of personal information in the past twelve (12) months:

Category	Examples	Collected
A. Identifiers	Contact details, such as real name, alias, telephone or mobile contact number, unique personal identifier, online identifier, Internet Protocol address, email address, and account name	YES
B. Personal information categories listed in the California Customer Records statute	Name, contact information, education, employment, employment history	YES
C. Protected classification characteristics under California or federal law	Gender and date of birth	YES
D. Commercial information	Transaction information, purchase history, financial details, and payment information	NO
E. Biometric information	Fingerprints and voiceprints	NO
F. Internet or other similar network activity	Browsing history, search history, online behavior, interest data, and interactions with our websites, applications, systems	NO
G. Geolocation data	Device location	YES
H. Audio, electronic, visual, thermal, olfactory, or similar information	Images and audio	NO
I. Professional or employment-related information	Business contact details in order to provide you our Services at a business level or job title, work history, and professional qualifications if you apply for a job with us	NO
J. Education Information	Student records and directory information	NO
K. Inferences drawn from other personal information	Inferences drawn from any of the collected personal information listed above to create a profile or summary about, for example, an individual's preferences and characteristics	NO

We will use and retain the collected personal information as needed to provide the Services or for:

- Category A - Up to 90 days after the termination of an account.
- Category B - Up to 90 days after the termination of an account.

- Category C – p to 90 days after the termination of an account.

You have the right to limit the use or disclosure of your sensitive personal information. We may also collect other personal information outside of these categories through instances where you interact with us in person, online, or by phone or mail in the context of:

- Receiving help through our customer support channels;
- Participation in customer surveys or contests; and
- Facilitation in the delivery of our Services and to respond to your inquiries.

## **How do we use and share your personal information?**

More information about our data collection and sharing practices can be found in this privacy notice.

You may contact us by email at [privacy@getopenmic.co](mailto:privacy@getopenmic.co), or by referring to the contact details at the bottom of this document.

If you are using an authorized agent to exercise your right to opt out we may deny a request if the authorized agent does not submit proof that they have been validly authorized to act on your behalf.

## **Will your information be shared with anyone else?**

We may disclose your personal information with our service providers pursuant to a written contract between us and each service provider. Each service provider is a for-profit entity that processes the information on our behalf, following the same strict privacy protection obligations mandated by the CCPA.

We may use your personal information for our own business purposes, such as for undertaking internal research for technological development and demonstration. This is not considered to be "selling" of your personal information.

OpenMic Co. has not disclosed, sold, or shared any personal information to third parties for a business or commercial purpose in the preceding twelve (12) months. OpenMic Co. will not sell or share personal information in the future belonging to website visitors, users, and other consumers.

## **Your rights with respect to your personal data**

### **Right to request deletion of the data – Request to delete**

You can ask for the deletion of your personal information. If you ask us to delete your personal information, we will respect your request and delete your personal information, subject to certain exceptions provided by law, such as (but not limited to) the exercise by

another consumer of his or her right to free speech, our compliance requirements resulting from a legal obligation, or any processing that may be required to protect against illegal activities.

### **Right to be informed – Request to know**

Depending on the circumstances, you have a right to know:

- whether we collect and use your personal information;
- the categories of personal information that we collect;
- the purposes for which the collected personal information is used;
- whether we sell or share personal information to third parties;
- the categories of personal information that we sold, shared, or disclosed for a business purpose;
- the categories of third parties to whom the personal information was sold, shared, or disclosed for a business purpose;
- the business or commercial purpose for collecting, selling, or sharing personal information; and
- the specific pieces of personal information we collected about you.

In accordance with applicable law, we are not obligated to provide or delete consumer information that is de-identified in response to a consumer request or to re-identify individual data to verify a consumer request.

### **Right to Non-Discrimination for the Exercise of a Consumer's Privacy Rights**

We will not discriminate against you if you exercise your privacy rights.

### **Right to Limit Use and Disclosure of Sensitive Personal Information**

If the business collects any of the following:

- social security information, drivers' licenses, state ID cards, passport numbers
- account login information
- credit card numbers, financial account information, or credentials allowing access to such accounts
- precise geolocation
- racial or ethnic origin, religious or philosophical beliefs, union membership
- the contents of email and text, unless the business is the intended recipient of the communication
- genetic data, biometric data, and health data

you have the right to direct that business to limit its use of your sensitive personal information to that use which is necessary to perform the Services.



Once a business receives your request, they are no longer allowed to use or disclose your sensitive personal information for any other purpose unless you provide consent for the use or disclosure of sensitive personal information for additional purposes.

Please note that sensitive personal information that is collected or processed without the purpose of inferring characteristics about a consumer is not covered by this right, as well as the publicly available information.

To exercise your right to limit use and disclosure of sensitive personal information, please email [privacy@getopenmic.co](mailto:privacy@getopenmic.co). To complain

## **Verification process**

Upon receiving your request, we will need to verify your identity to determine you are the same person about whom we have the information in our system. These verification efforts require us to ask you to provide information so that we can match it with information you have previously provided us. For instance, depending on the type of request you submit, we may ask you to provide certain information so that we can match the information you provide with the information we already have on file, or we may contact you through a communication method (e.g., phone or email) that you have previously provided to us. We may also use other verification methods as the circumstances dictate.

We will only use personal information provided in your request to verify your identity or authority to make the request. To the extent possible, we will avoid requesting additional information from you for the purposes of verification. However, if we cannot verify your identity from the information already maintained by us, we may request that you provide additional information for the purposes of verifying your identity and for security or fraud-prevention purposes. We will delete such additionally provided information as soon as we finish verifying you.

## **Other privacy rights**

- You may object to the processing of your personal information.
- You may request correction of your personal data if it is incorrect or no longer relevant, or ask to restrict the processing of the information.
- You can designate an authorized agent to make a request under the CCPA on your behalf. We may deny a request from an authorized agent that does not submit proof that they have been validly authorized to act on your behalf in accordance with the CCPA.
- You may request to opt out from future selling or sharing of your personal information to third parties. Upon receiving an opt-out request, we will act upon the request as soon as

feasibly possible, but no later than fifteen (15) days from the date of the request submission.

To exercise these rights, you can contact us by email at [privacy@getopenmic.co](mailto:privacy@getopenmic.co), or by referring to the contact details at the bottom of this document. If you have a complaint about how we handle your data, we would like to hear from you.

## 12. Do Virginia Residents Have Specific Privacy Rights?

**In Short:** *Yes, if you are a resident of Virginia, you may be granted specific rights regarding access to and use of your personal information.*

### Virginia CDPA Privacy Notice

Under the Virginia Consumer Data Protection Act (CDPA):

"Consumer" means a natural person who is a resident of the Commonwealth acting only in an individual or household context. It does not include a natural person acting in a commercial or employment context.

"Personal data" means any information that is linked or reasonably linkable to an identified or identifiable natural person. "Personal data" does not include de-identified data or publicly available information.

"Sale of personal data" means the exchange of personal data for monetary consideration. If this definition "consumer" applies to you, we must adhere to certain rights and obligations regarding your personal data.

The information we collect, use, and disclose about you will vary depending on how you interact with OpenMic and our Services.

Your rights with respect to your personal data:

- Right to be informed whether or not we are processing your personal data
- Right to access your personal data
- Right to correct inaccuracies in your personal data
- Right to request deletion of your personal data
- Right to obtain a copy of the personal data you previously shared with us
- Right to opt out of the processing of your personal data if it is used for targeted advertising, the sale of personal data, or profiling in furtherance of decisions that produce legal or similarly significant effects ("profiling")

OpenMic Co. has not sold any personal data to third parties for business or commercial purposes. OpenMic Co. will not sell personal data in the future belonging to website visitors, users, and other consumers.

## **Exercise your rights provided under the Virginia CDPA**

More information about our data collection and sharing practices can be found in this privacy notice.

You may contact us by email at [privacy@getopenmic.co](mailto:privacy@getopenmic.co), or by referring to the contact details at the bottom of this document.

If you are using an authorized agent to exercise your rights, we may deny a request if the authorized agent does not submit proof that they have been validly authorized to act on your behalf.

### **Verification process**

We may request that you provide additional information reasonably necessary to verify you and your consumer's request. If you submit the request through an authorized agent, we may need to collect additional information to verify your identity before processing your request. Upon receiving your request, we will respond without undue delay, but in all cases, within forty-five (45) days of receipt. The response period may be extended once by forty-five (45) additional days when reasonably necessary. We will inform you of any such extension within the initial 45-day response period, together with the reason for the extension.

### **Right to appeal**

If we decline to take action regarding your request, we will inform you of our decision and reasoning behind it. If you wish to appeal our decision, please email us at [privacy@getopenmic.co](mailto:privacy@getopenmic.co). Within sixty (60) days of receipt of an appeal, we will inform you in writing of any action taken or not taken in response to the appeal, including a written explanation of the reasons for the decisions. If your appeal is denied, you may contact the [Attorney General to submit a complaint](#).

## **13. Do We Make Updates To This Notice?**

**In Short:** *Yes, we will update this notice as necessary to stay compliant with relevant laws.* We may update this privacy notice from time to time. The updated version will be indicated by an updated "Revised" date and the updated version will be effective as soon as it is

accessible. If we make material changes to this privacy notice, we may notify you either by prominently posting a notice of such changes, emailing you, or by directly sending you a notification. We encourage you to review this privacy notice frequently to be informed of how we are protecting your information.

## **14. How Can You Contact Us About This Notice?**

If you have questions or comments about this notice, you may email us at [privacy@getopenmic.co](mailto:privacy@getopenmic.co).

## **15. How Can You Review, Update, Or Delete The Data We Collect From You?**

Based on the applicable laws of your country, you may have the right to request access to the personal information we collect from you, change that information, or delete it. To request to review, update, or delete your personal information, please visit: [privacy@getopenmic.co](mailto:privacy@getopenmic.co).

## **16. Use Of User Profiles For Promotional Purposes**

By using OpenMic Co., you agree that your user profile information, including but not limited to your name, username, profile picture, and content you publicly share on the platform, may be used by OpenMic Co. for promotional and marketing purposes. This includes but is not limited to featuring your profile in advertisements, social media posts, and other promotional materials to highlight the vibrant community and activities on OpenMic Co.

OpenMic Co. is committed to protecting your privacy and will ensure that any use of your profile information for promotional purposes is conducted in a manner that respects your privacy rights and adheres to applicable data protection laws. If you have any concerns or wish to opt out of having your profile used for these purposes, please contact us at [privacy@getopenmic.co](mailto:privacy@getopenmic.co).