

## Tesser Privacy Notice

**Last modified: January 7, 2019**

### 1. Introduction

This Privacy Notice (“Notice”) describes Tesser’s policies and practices regarding its collection and use of your personal data.

Please read this Notice carefully to understand our policies and practices regarding your personal data. Providing Tesser with your personal data or using the Tesser website indicates your consent to these practices. If you do not agree with the practices described in this Notice, **you should not use this website or provide Tesser with any of your personal data**. This Notice may change from time to time (see “**Changes to Our Privacy Notice**”) and your continued use of our website or services after we make changes is deemed to be acceptance of those changes.

### 2. Information We May Collect

We collect information you provide to us through our website or other electronic means. This information may include your contact information (e.g., email address, phone number, physical address), name, title, employer, and payment information, such as bank details or payment card data.

When you visit our website, we use cookies to ensure the website functions properly and presents its content to you. These cookies are essential to the functioning of our website. Tesser does not use any non-essential cookies and does not use cookies for marketing purposes.

### 3. How We Use and Disclose Your Information

We may use your personal data in the following ways:

- To provide you with information about our products and services;
- To communicate with you and fulfill your requests;
- To provide you with notices about your account or subscription, including expiration and renewal notices;
- To present our website and its contents to you;
- To protect the security of our website;
- To carry out our obligations and enforce our rights arising from any contracts entered into between you and us, including for billing and collection;
- To notify you about changes to any of our website or products or services we offer;
- To allow you to participate in interactive features on our website;
- To help us personalize our services, products, and advertising;
- To conduct research and analysis;
- In other ways we describe, when you provide the information;
- For other purposes, with your consent.

We may also use your information to contact you about our own and third-parties' goods and services that may be of interest to you. At times, Tesser may share your information with third parties who may market Tesser's goods or services to you, or contact you about a survey or other research regarding Tesser's operations.

We may disclose personal data that we collect or you provide as described in this Notice:

- To service providers and other third parties we use to support our business, including marketing and research companies;
- To a buyer or other successor in the event of a merger, divestiture, restructuring, reorganization, dissolution, or other sale or transfer of some or all of Tesser's assets, whether as a going concern or as part of bankruptcy, liquidation, or similar proceeding, in which personal data held by Tesser about our customers and other contacts is among the assets transferred;
- To comply with any court order, law, or legal process, including to respond to any government or regulatory request;
- If we believe disclosure is necessary or appropriate to protect the rights, property, or safety of Tesser, our customers, or others. This includes exchanging information with other companies and organizations for the purposes of fraud protection and credit risk reduction;
- In the case of a suspected data breach, to communicate with outside parties;
- In other ways we describe, when you provide the information;
- For other purposes, with your consent.

#### **4. Your California Privacy Rights**

California law permits users of our services that are California residents to request certain information regarding our disclosure of personal data to third parties for direct marketing purposes. To make such a request, please send an email to [support@bytesser.com](mailto:support@bytesser.com).

#### **5. Data Security**

We have implemented physical, technical, and administrative safeguards to protect your personal data. Unfortunately, the transmission of information over the internet is not completely secure. Although we take measures to protect your personal data, we cannot guarantee the security of your personal data transmitted to us over the internet.

#### **6. Children Under the Age of 13**

Our website is not intended for children under 13 years of age. No one under age 13 may provide any information, personal or otherwise, to us through our website or any other electronic means. We do not knowingly collect personal data from children under 13. If we learn we have collected or received personal data from a child under 13 without verification of parental consent, we will delete that information. If you believe we might have any information from or about a child under 13, please contact us at [support@bytesser.com](mailto:support@bytesser.com).

## 7. Changes to Our Privacy Notice

If changes to this Notice are made, we will notify you by revising the date on this Notice. We encourage you to stay informed about our privacy practices by reviewing the Notice whenever you interact with us. In certain cases, we may provide you with additional notice of changes to this Notice. We will not treat your personal data collected under a previous version of this Notice in a materially different manner without first receiving your consent. Any change to this Notice will be effective immediately and your continued use of Tesser’s website or services indicates your consent.

## 8. Customers in the European Union

For Tesser Customers in the European Union (EU), the following provisions apply:

***Purpose and Legal Basis for Processing Personal Data.*** The purposes and legal bases for processing your personal data are as follows:

*Contract administration.* Tesser may process your personal data for the purposes of negotiating, executing, managing, renewing, and communicating about the contract or any other agreement for Tesser’s services.

For data subjects in the EU, our processing of your personal data for this purpose is based on GDPR Article 6.1(b) (“processing is necessary for the performance of a contract to which the data subject is party” or “in order to take steps at the request of the data subject prior to entering into a contract”), and GDPR Article 6.1(f) (“processing is necessary for the purposes of the legitimate interests pursued by the controller”).

*Your use as an administrator or user of the services.* Tesser may process your full name, physical address, email address, telephone number, job title, company name, IP address, device information, and account content, activities and preferences, for the purposes of setting up and managing your account, interacting with you about your account and the services, providing support, and responding to questions.

For data subjects in the EU, our processing of your personal data for this purpose is based on GDPR Article 6.1(b) (“ processing is necessary for the performance of a contract to which the data subject is party,”) and GDPR Article 6.1(f) (“processing is necessary for the purposes of the legitimate interests pursued by controller”).

*Compliance with laws, law enforcement requests, protection of Tesser’s rights and preventing fraud.* Tesser may process your personal data to (a) the extent that such processing is necessary to comply with a law, regulation or legal request from a public authority; (b) to protect or enforce our legal rights and those of our affiliates or third parties; and (c) to prevent fraud or abuse.

For data subjects in the EU, our processing of your personal data for these purposes is based on GDPR Article 6.1(c) (“processing is necessary for compliance with a legal obligation to which the controller is subject,”) and GDPR Article 6.1(d) (“processing is necessary in order to protect the vital interests of the data subject or of another natural person”), and 6.1(f) (“processing is necessary for the purposes of the legitimate interests pursued by the controller”).

*Marketing.* Tesser may process your personal data for the purpose of marketing Tesser’s, or its affiliates’, products or services to you.

For EU residents, our processing of your personal data for these purposes is based on GDPR Article 6.1(a) (processing where the data subject “has given consent to the processing of his or her Personal Data for one or more specific purposes”), and, for Tesser’s internal purposes related to marketing, GDPR Article 6.1(f) (“processing is necessary for the purposes of the legitimate interests pursued by the controller”).

*Other Purposes with Your Consent.* Tesser may process your personal data for other purposes when you have given us consent to do so. For example, if we use your personal data in a customer testimonial or case study, we will ask for your consent before we publish this material.

For EU data subjects, our processing of your personal data for this purpose is based on GDPR Article 6.1(a) (the data subject “has given consent to the processing of his or her personal data for one or more specific purposes”).

Processing personal data is an absolute requirement for the provision of Tesser’s services. Failure to provide your personal data may mean that you will not be able to use Tesser’s services.

***Retention Period.*** Tesser retains your personal data for as long as the data is relevant for the purpose of providing services. Tesser typically deletes customer data six months after the services are terminated, in order to facilitate the renewal of services. Tesser may retain your data for a longer period, if such retention is required by law, or if any litigation or investigation arises that involves your data.

***Transfers Outside the EU.*** Tesser may transfer your personal data outside of the EU. When Tesser transfers your personal data to a controller or processor outside the EU, Tesser ensures that the transfer occurs under the necessary legal provisions required by the GDPR (e.g., standard data protection clauses adopted by the European Commission, or an approved certification mechanism, like the EU-U.S. Privacy Shield).

***Your rights.*** EU residents have the following rights regarding Tesser’s processing of EU resident personal data:

- Access to one’s personal data;
- Request rectification, erasure, or restriction of processing;
- Object to the processing;
- Request the personal data in a format at Tesser’s discretion that allows for data portability;
- The right to withdraw consent, when the legal basis for processing personal data is the data subject’s consent;
- The right to lodge a complaint with the relevant supervisory authority.

***Automated decision-making.*** Tesser does not use personal data for any automated decision-making process or technique that creates or denies any right or benefit to you.

***Lodging a complaint.*** You have the right to lodge a complaint with the competent data protection authority. Information on how to find your data protection authority and how to lodge a complaint can be found on the European Commission’s website.

## **9. Contact Us**

If you have any questions about this Notice or would like to request access to your personal data, please contact us at: [support@bytesser.com](mailto:support@bytesser.com).

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