

**eCoach, LLC**

**Privacy Policy**

Effective date: March 1, 2015

eCoach, LLC, which includes all of our technology platforms and related entities and operations (collectively eCoach), knows you care about how your personal information is used and shared, and we take your privacy seriously. Please read the following to learn more about our Privacy Policy.

Remember that your use of eCoach Services is at all times subject to the general Terms of Use which incorporates this Privacy Policy. Any terms we use in this Policy without defining them have the definitions given to them in the Terms of Use.

eCoach Terms of Use can be found at: <http://ecoach.coach/>

**By using or accessing the Services in any manner, you acknowledge that you accept the practices and policies outlined in this Privacy Policy, and you hereby consent that we will collect, use, and share your information in the following ways.**

**What does this Privacy Policy cover?**

This Privacy Policy covers our treatment of personally identifiable information ("Personal Information") that we gather when you are accessing or using our Services, but not to the practices of companies we don't own or control, or people that we don't manage. We gather various types of Personal Information from our users, as explained in more detail below, and we use this Personal Information internally in connection with our Services, including to personalize, provide, and improve our services, to allow you to set up a user account and profile, to contact you and allow other users to contact you, to fulfill your requests for certain products and services, and to analyze how you use the Services. In certain cases, we may also share some Personal Information with third parties, but only as described below.

As noted in the Terms of Use, use of our services **is not permitted** for anyone under the age of 13 and we do not knowingly collect or solicit personal information from anyone under the age of 13. If you are under 13, please do not attempt to register for the Services or send any personal information about yourself to us. If we learn that we have collected personal information from a child under age 13, we will delete that information as quickly as possible. If you believe that a child under 13 may have provided us personal information, please contact us at [coach@ecoach.coach](mailto:coach@ecoach.coach).

## **Will eCoach ever change this Privacy Policy?**

We're constantly trying to improve our Services, so we may need to change this Privacy Policy from time to time as well, but we will try to alert you to changes by placing a notice on our website, in our app, in our app store information pages, by sending you an email or message through the system (if we have your email and are using this process), or by some other means. Please note that if you've opted not to receive legal notice emails from us (or you haven't provided us with your email address), those legal notices will still govern your use of the Services, and you are still responsible for reading and understanding them. Even if you don't get or see a notice, if you use the Services after any changes to the Privacy Policy have been posted, that means you agree to all of the changes. Use of information we collect now is subject to the Privacy Policy in effect at the time such information is used.

## **What Information does eCoach Collect?**

### *Information You Provide to Us:*

eCoach is a digital software and consumer services company incorporated under the laws of the Commonwealth of Kentucky, whose principal place of business is 1999 Richmond Road, Suite 300, Lexington, KY 40502 and its suppliers, licensors, and service providers (collectively referred to as "eCoach"). eCoach provides the software tools for coaches to enhance their coaching businesses and athletes and parents the tools to gain digital access to coaches.

In the category of digital coaching, training, and fitness applications, eCoach aids athletes, coaches, and other individuals to interact through various mediums including, but not limited to, video, audio, and text. Almost everything you do when using our services is collected, stored, aggregated, and analyzed by eCoach.

In addition to specific information you may input in a Service process (like personal information, questions, or video), we receive and store any information you knowingly provide to us in using our Services, which could include Personal Information. For example, through the registration process and/or through your account settings, we may collect Personal Information such as your name, email address, phone number, date of birth, gender, address, and third-party account credentials (for example, your log-in credentials for Facebook or other third party sites). If you provide your third-party account credentials to us or otherwise sign in to the Services through a third party site or service, you understand some content and/or information in those accounts ("Third Party Account Information") may be transmitted into your account with us if you authorize such transmissions, and that Third Party Account Information transmitted to our Services is covered by this Privacy Policy. Certain information may be required to register with us or to take advantage of some of our features.

We may communicate with you if you've provided us the means to do so. For example, if you've given us your email address, we may send you promotional email offers on behalf of other businesses, or email you about your use of the Services. Also, we may receive a confirmation when you open an email from us. This confirmation helps us make our communications with you more interesting and improve our services.

#### *Information Collected Automatically:*

Whenever you interact with our Services, we automatically receive and record information on our server logs from your browser or device, which may include your IP address, device identification, "cookie" information, your location, the time of day, the type of browser and/or device you're using to access our Services, and the page or feature you requested. "Cookies" are identifiers we transfer to your browser or device that allow us to recognize your browser or device and tell us how and when pages and features in our Services are visited and by how many people. You may be able to change the preferences on your browser or device to prevent or limit your device's automatic collection of certain information (including the acceptance of cookies), but this may prevent you from taking advantage of some of our features.

In the future, advertising partners, if any, might also transmit cookies to your browser or device, when you click on ads that appear on the Services. Also, if you click on a link to a third party website or service, such third party may also transmit cookies to you. Again, this Privacy Policy does not cover the use of cookies by any third parties, and we aren't responsible for their privacy policies and practices.

When we automatically collect the usage information described above, except as part our Services, we generally use this data in aggregate form and not in a manner that would identify you personally. For example, this aggregate data can tell us how often users use a particular feature of the Services, and we can use that knowledge to make the Services interesting to as many users as possible.

#### *Information Collected From Other Websites and Do Not Track Policy*

Through cookies we place on your browser or device, or other identifying information provided by your browser or device, we may collect information about your online activity after you leave our Services. Just like any other usage information we collect, this information allows us to improve the Services and customize your online experience, and otherwise as described in this Privacy Policy. Your browser or device may offer you a "Do Not Track" option or other mechanisms (e.g., mobile device privacy settings) which allow you to express preferences regarding the collection of such information (e.g., by signaling to operators of websites and online applications and services (including behavioral advertising services and mobile applications) that you do not wish such operators to track certain of your online activities over time and/or across different services). We may share with third parties information about what you watch and other

activity, such as viewing history and ratings. In addition, we also may use and share your viewing activity to improve our service or the experience for other users in a way that does not personally identify you to such users.

Our Services available through a browser do not support Do Not Track requests at this time, which means that we may collect information about your online activity both while you are using the Services and after you leave our Services.

### **Will eCoach Share Any of the Personal Information it Receives?**

Yes. We have the right to share and use some of the content and information you submit under our general Terms of Use and Services Agreements which can be found at <http://ecoach.coach/>.

In addition, we may share certain Personal Information with third parties as described in this section:

**Information that's no longer personally identifiable.** We may anonymize your Personal Information so that you are not individually identified, and provide that information to our partners and the public. This would include your user name if you enter one in the profile. We may also provide aggregate usage information to our partners, who may use such information to understand how often and in what ways people use our Services, so that they, too, can provide you with an optimal online experience. However, except as discussed above regarding our Services, we don't disclose aggregate information to a partner in a manner that would identify you personally, as an individual.

**Advertisers:** In the future we may choose to allow advertisers and/or merchant partners ("Merchant Partners") to choose the demographic information of users who will see their advertisements and/or promotional offers and you agree that we may provide any of the information we have collected from you in non-personally identifiable form to a Merchant Partner, in order for that Merchant Partner to select the appropriate audience for those advertisements and/or offers. For example, we might use the fact you are located in San Francisco to show you ads or offers for San Francisco businesses, but we will not tell such businesses who you are. Or, we might allow Advertisers to display their ads to users with similar usage patterns to yours, but we will not disclose usage information to Advertisers except in aggregate form, and not in a manner that would identify you personally. Note that if an advertiser asks us to show an ad to a certain audience or audience segment and you respond to that ad, the advertiser may conclude that you fit the description of the audience they were trying to reach.

**Related Businesses and Services:** In certain situations, businesses or third party websites we're affiliated with may sell or provide products or services to you through or

in connection with the Services (either alone or jointly with us). You can recognize when an affiliated business is associated with such a transaction or service, and we will share your Personal Information with that affiliated business only to the extent that it is related to such transaction or service. One such service may include the ability for you to automatically transmit Third Party Account Information to your Services profile or to automatically transmit information in your Services profile to your third party account. We have no control over the policies and practices of third party websites or businesses as to privacy or anything else, so if you choose to take part in any transaction or service relating to an affiliated website or business, please review all such business' or websites' policies.

**Agents:** We employ other companies and people to perform tasks on our behalf and need to share your information with them to provide products or services to you; for example, we may use a payment processing company to receive and process your credit card transactions for us. Unless we tell you differently, our agents do not have any right to use the Personal Information we share with them beyond what is necessary to assist us.

You should review the Terms of Use and Privacy Policy of each of the partners, tools, and resources mentioned by us. We are not responsible for them.

**Business Transfers:** We may choose to buy or sell assets. In these types of transactions, customer information is typically one of the business assets that would be transferred. Also, if we (or our assets) are acquired, or if we go out of business, enter bankruptcy, or go through some other change of control, Personal Information could be one of the assets transferred to or acquired by a third party.

**Protection of eCoach and Others:** We reserve the right to access, read, preserve, and disclose any information that we believe is necessary to comply with law or court order; enforce or apply our Terms of Use and other agreements; or protect the rights, property, or safety of eCoach, our employees, our users, or others.

### **Is Personal Information about me secure?**

Some of our services may not require passwords and we cannot protect the integrity of your browser, system or computer. You must prevent unauthorized access to your account and Personal Information by appropriately limiting access to your computer or device and browser.

We endeavor to protect the privacy of your account and other Personal Information we hold in our records, but unfortunately, we cannot guarantee complete security. Unauthorized entry or use, hardware or software failure, and other factors, may compromise the security of user information at any time.

### **What Personal Information can I access?**

Through your account settings or profile page, you may access, and, in some cases, edit or delete all profile data.

The information you can view, update, and delete may change as the Services change. If you have any questions about viewing or updating information we have on file about you, please contact us at [coach@ecoach.coach](mailto:coach@ecoach.coach).

Under California Civil Code Sections 1798.83-1798.84, California residents are entitled to ask us for a notice identifying the categories of Personal Information which we share with our affiliates and/or third parties for marketing purposes, and providing contact information for such affiliates and/or third parties. If you are a California resident and would like a copy of this notice, please submit a written request to: [coach@ecoach.coach](mailto:coach@ecoach.coach).

### **What choices do I have?**

You can always opt not to disclose information to us, but keep in mind some information may be needed to register with us or to take advantage of some of our features.

You may be able to add, update, or delete information as explained above. When you update information, however, we may maintain a copy of the unrevised information in our records. Some information may remain in our records after your deletion of such information from your account. We may use any aggregated data derived from or incorporating your Personal Information after you update or delete it.

Finally, keep in mind that if you choose to turn on the Do Not Track function or other similar mechanism on your browser or device, we may continue to use all information we collected prior to turning that function off, in the manner described in this Privacy Policy.

### **What if I have questions about this policy?**

If you have any questions or concerns regarding our privacy policies, please send us a detailed message to [coach@ecoach.coach](mailto:coach@ecoach.coach), and we will try to resolve your concerns.