

## GROOVER PRIVACY STATEMENT

*This version of the Terms of Services has been translated from the original version in French using an online translation tool. The French version of the Terms of Services available [here](#) is the authentic one with legal enforcement.*

Effective date: (02/01/2021)

### 1. Definition and nature of personal data

The following terms and expressions, when used with uppercase initials, have the meaning attributed to them in the General Terms and Conditions of Use of the Services of

When you use our Site, we may ask you to provide us with personal data about yourself.

The term "personal data" refers to all data that allows an individual to be identified, which corresponds in particular to your surname, first names, pseudonym, photograph, postal and e-mail addresses, telephone numbers, date of birth, data relating to your transactions on the Site, details of your purchases and subscriptions, credit card numbers, SIRET, intra-Community VAT number, as well as any other information that you choose to communicate to us about you.

### 2. Purpose of this charter

The purpose of this charter (hereinafter the "**Charter**") is to inform you about the means we use to collect your personal data, in the strictest respect of your rights.

In this respect, we inform you that we comply, in the collection and management of your personal data, with Law No. 78-17 of January 6, 1978 relating to computers, files and freedoms, in its current version (hereinafter: the "**Data Protection Act**"), as well as Regulation (EU) 2016/679 of April 27, 2016 on the protection of individuals with regard to the processing of personal data and on the free movement of such data (hereinafter: the "**RGPD**").

### 3. Identity of the person responsible for data collection

The person responsible for collecting your personal data is the company GROOVER, SAS, registered with the Trade and Companies Register of Lisieux under No. 835 329 699, having its headquarters at RD 20 LA FORGE, 14800 VAUVILLE (hereinafter referred to as "**We**").

### 4. Collection of personal data

The legal basis for our collection of your personal data is as follows:

- (i) this collection is necessary in order to execute the contract entered into when you use our Services on our Site.
- (ii) Legitimate interest when you voluntarily provide us with personal data during your visit to our Site, the data being collected to enable us to better respond to your requests for information about our Services.

Your personal data is collected for one or more of the following purposes:

- (i) Manage your access to and use of certain Services available on the Site,
- (ii) Carry out the operations related to the management of Customers concerning contracts, invoices, loyalty programs, follow-up of the relationship with the Customers,
- (iii) To allow the Users to connect with each other in order to promote the development of artists,
- (iv) Build up a file of registered members, Users, Clients and prospects,
- (v) Send newsletters, solicitations and promotional messages. If you do not wish to do so, we give you the option to express your refusal to do so at the time of collection of your data,
- (vi) Develop business and attendance statistics for our Services,
- (vii) Organize contests, lotteries and all promotional operations, with the exception of online gambling and games of chance subject to the approval of the Online Gaming Regulatory Authority,
- (viii) Manage the management of people's opinions on products, Services or content,
- (ix) Manage any unpaid invoices and any disputes regarding the use of our products and Services,
- (x) Personalize the answers to your information requests,
- (xi) Respect our legal and regulatory obligations. We inform you, when collecting your personal data, if certain data must be filled in or if they are optional (by asterisks visible on the Site). We also inform you of the possible consequences of a lack of response.

When collecting your personal data, we will inform you whether certain data must be provided or whether it is optional. We also inform you of the possible consequences of a lack of response.

## **5. Recipients of collected data**

Will have access to your personal data :

- (i) The staff of our company ;
- (ii) the services in charge of control (in particular the statutory auditor) ;
- (iii) our subcontractors (communication service providers, productivity software providers, data hosting providers, payment service providers, billing service providers, audience analysis and measurement service providers, customer relationship management service providers);
- (iv) Musical Influencers may also have access to certain data of the Clients in order to contact them.

Your personal data may also be received by public bodies, exclusively to meet our legal obligations, court officials, judicial officers and bodies responsible for debt collection.

## **6. Duration of storage of personal data**

- (i) **Concerning the data related to the management of Clients and prospects :**

Your personal data will not be kept beyond the duration strictly necessary for the management of our business relationship with you.

However, data that allow proof of a right or a contract to be established, which must be kept in order to comply with a legal obligation, will be kept for the period provided for by the law in force.

Concerning possible prospecting operations for Clients, their data may be kept for a period of three (3) years from the end of the commercial relationship.

Personal data relating to a prospect, non-Customer, may be kept for a period of three (3) years from the date of collection or from the last contact from the prospect. At the end of this three (3) year period, we may contact you again to find out if you wish to continue to receive commercial solicitations.

- (ii) **Concerning identity documents:** In the event of exercising the right of access or rectification, data relating to identity documents may be kept for the period provided for in Article 9 of the Code of Criminal Procedure, i.e. one (1) year. In case of exercise of the right of opposition, these data may be archived for the period of limitation provided for in article 8 of the Code of Criminal Procedure, i.e. three (3) years.
- (iii) **Concerning data relating to credit cards:** Financial transactions relating to the payment of purchases and fees via the Site are entrusted to a payment service provider (here MangoPay and Paypal) which ensures the smooth running and security.

For the purposes of the Services, this payment service provider may be the recipient of your personal data relating to your credit card numbers, which it collects and stores in our name and on our behalf.

We do not have access to this data.

To enable you to make regular purchases or pay related fees on the Site, your credit card information is kept during the time of your registration on the Site and at least until you make your last transaction.

By having checked the box expressly provided for this purpose on the Site, you give us your express consent for this conservation.

The data relating to the visual cryptogram or CVV2, written on your credit card, are not stored.

If you refuse to have your personal data relating to your credit card numbers kept under the conditions specified above, we will not keep this data beyond the time necessary to allow the transaction to be carried out.

In any event, the data relating to these may be kept, for the purpose of proof in the event of any dispute over the transaction, in intermediate archives for the period provided for in Article L 133-24 of the French Monetary and Financial Code, in this case thirteen (13) months following the debit date. This period may be extended to fifteen (15) months in order to take into account the possibility of using deferred debit cards.

- (iv) **Concerning the management of the lists of opposition to receive prospecting:** The information allowing to take into account your right of opposition is kept at least

three (3) years as from the exercise of the right of opposition.

- (v) **Concerning audience measurement statistics:** The information stored in the Users' terminal or any other element used to identify Users and allowing their traceability or attendance will not be kept beyond thirteen (13) months.

## **7. Security**

We inform you to take all useful precautions and appropriate organizational and technical measures to preserve the security, integrity and confidentiality of your personal data and, in particular, to prevent them from being distorted, damaged or accessed by unauthorized third parties. We also use secure payment systems that comply with the state of the art and applicable regulations.

## **8. Hosting**

We inform you that your data is kept and stored for the duration of its conservation on the servers of the company Amazon Web Services, located in the European Union.

## **9. Transfer outside the European Union**

Your data may be transferred outside the European Union in the context of the tools we use and our relations with our subcontractors (see Article 5 "Recipients of the data collected").

This transfer is secured using the following tools:

- Either these data are transferred to a country that has been deemed to offer an adequate level of protection by a decision of the European Commission;
- Either we have concluded a specific contract with our processors governing the transfer of your data outside the European Union, on the basis of the standard contractual clauses between a data controller and a processor approved by the European Commission.

## **11. Access, rectification, limitation and deletion of your personal data**

You have the right to obtain communication and, if necessary, correction or deletion of data concerning you, through online access to your Personal Space.

You may also contact the contact point identified in Article 16.

You have the right to obtain the limitation of the processing of your personal data, in the cases defined in article 18 of the RGPD :

- For the duration of the verification process that we implement, when you dispute the accuracy of your personal data,
- When the processing of such data is unlawful, and you wish to limit such processing rather than delete your data,
- When we no longer need your personal data, but you wish to retain it to exercise your rights,
- During the period of verification of legitimate reasons, when you have objected to the pro-

cessing of your personal data.

Persons whose data is collected on the basis of our legitimate interest, as mentioned in Article 4, are reminded that they may at any time oppose the processing of data concerning them. We may, however, be led to continue processing if there are legitimate reasons for the processing that prevail over your rights and freedoms or if the processing is necessary to ascertain, exercise or defend our rights in court.

You can unsubscribe from our promotional emails via the link provided in the emails. Even if you choose to stop receiving promotional messages from us, you will continue to receive our administrative messages.

#### **12. Right to set guidelines for data processing after your death**

You have the right to set guidelines for the storage, deletion and disclosure of your personal data after your death.

These guidelines may be general, i.e., they apply to all personal data concerning you. In this case, they must be registered with a trusted digital third party certified by the CNIL.

The guidelines may also be specific to the data processed by our company. In this case, they should be sent to us at the address indicated in article 16.

By providing us with such instructions, you expressly consent to the retention, transmission and performance of such instructions on the terms and conditions set forth herein.

You may designate in your instructions a person responsible for their execution. This person will then have the authority, after your death, to take note of your instructions and to request that we implement them. Failing designation, your heirs will have the right to take note of your instructions upon your death and to ask us to implement them.

You may change or revoke your instructions at any time by writing to us at the contact details provided in Article 16.

#### **13. Portability of your personal data**

You have a right to the portability of the personal data that you have provided us, understood as the data that you have actively and consciously declared within the framework of access and use of the Services, as well as the data generated by your activity within the framework of the use of the Services. We remind you that this right does not apply to data collected and processed on any legal basis other than consent or the execution of the contract binding us.

This right may be exercised free of charge, at any time, and in particular when closing your account on the Platform, in order to retrieve and keep your personal data.

Within this framework, we will send you your personal data, by any means deemed useful, in a standard open format that is commonly used and machine-readable, in accordance with the state of the art.

#### **14. Filing a claim before a supervisory authority**

You are also informed that you have the right to lodge a complaint with a competent supervisory authority (the Commission Nationale Informatique et Libertés for France) in the Member State in which your habitual residence, your place of work or the place where the violation of your rights

would have been committed, if you consider that the processing of your personal data subject to this charter constitutes a violation of the applicable texts.

This recourse may be exercised without prejudice to any other recourse before an administrative or judicial court. Indeed, you also have the right to an effective administrative or jurisdictional recourse if you consider that the processing of your personal data subject of the present charter constitutes a violation of the applicable texts.

## **15. Contact point for personal data**

If you have any questions regarding our processing activities, or if you wish to exercise any of your rights, you can contact us at the following coordinates:

- e-mail address: support@groover.co
- postal mail address: at Groover - RD20 La Forge, 14800 Vauville

## **17. Modifications**

We reserve the right, at our sole discretion, to modify this Policy, in whole or in part, at any time. These modifications will come into force as of the publication of the new Charter. Your use of the Site following the coming into force of these modifications will be deemed to be recognition and acceptance of the new Charter. If you do not agree with the new Charter, you should no longer access the Site.

# **Appendix - Cookie Policy**

## **1. What is a Cookie?**

During your navigation on our Site, cookies, pixels and other tracers (hereinafter referred to together as "**Cookies**") are deposited on your browser.

A cookie is a small, often encrypted file stored in your browser or device and identified by a name. It is deposited when you visit a site or application. Each time you return to that site or application, the Cookie is retrieved from your browser or device. Thus, each time you consult the site or application, the browser is recognized.

The deposit of these Cookies is likely to allow us to access your navigation data and/or personal data concerning you.

## **2. Cookie Identification**

### **➤ Technical and functional cookies**

Technical and functional Cookies are necessary for the proper functioning of the Site and to provide you with our services. They are used throughout your navigation, in order to facilitate it and to perform certain functions.

For example, a Technical Cookie may be used to store your responses to a form or your preferences regarding the language or layout of the Site, where such options are available.

We use the following technical and functional Cookies:

Cookie Name	Cookie Function	Shelf life
authCreateUser-Backup	Backup system to keep user information during the registration of an influencer ("user" data)	Until registration is finalized
"backupSession_" + <id>	Backup system to allow switching from one account to another once the two are linked	is browser-based: by default infinite life time
flowSignupBackup	Backup system to keep the user's information until the artist or representative registration is finalized	Until registration is finalized
cgs	Allows to know if the user (artist or representative) has given his authorization of the general conditions of services concerning the addition of files (mp3, photos etc. ...) on the platform when an influencer makes the request	is browser-based: by default infinite life time
createBaselineInfluencerBackup	Backup system to keep the user's information during the registration of an influencer (country data, entity name...)	Until registration is finalized
patchLinkInfluencerBackup	Backup system to keep the user's information during the registration of an influencer (link data of the influencer's site ...)	Until registration is finalized
patchSubsAndGenreBackup	Backup system to keep the user's information during the registration of an influencer (favorite genres and sub-genres data...)	Until registration is finalized
wa_pastille_latest_sharing	Keep information about the last notification of a piece that is waiting to be shared seen by the user	is browser-based: by default infinite life time
needsWarmWelcome	Allows to know that the influencer has just finished his registration	Until registration is complete and the user is redirected

displayInfluencerValidation-Message	Allows to know that the influencer has just finished his registration	Until registration is complete and the user is redirected
"last_notif_seen_" + id	Keep information about the last notification seen by the user	is browser-based: by default infinite life time
filter_backup_ + e.key	Backup system to store the selected filters on the page that shows all influencers	is browser-based: by default infinite life time
rgpdOptIn	Allows to know if the user has given his authorization of the general conditions of services of the site	is browser-based: by default infinite life time
lang	Backup system to keep the initial choice of the user's language in memory	is browser-based: by default infinite life time
switchLang	Backup system to keep track of a potential change in the user's language	is browser-based: by default infinite life time
from_widget	allows to know if a user has clicked on an influencing widget to get to the site	7 days
sessionid	Allows authentication	Permanent
csrftoken	CSRF Security	Permanent
Facebook SDK	Authentication via Facebook	Permanent

➤ **Advertising cookies**

Advertising Cookies may be created not only by our Site but also by other websites and applications that serve ads, announcements, widgets or other elements on the page displayed.

These Cookies may be used, among other things, to personalize and measure the effectiveness of advertising or to carry out advertising targeting.

We use the following advertising Cookies:

Cookie Name	Cookie Function	Shelf life
Facebook pixel	Facebook analytics	is browser-based: by default infinite life time



➤ **Content personalization cookies**

Content Personalization Cookies allow us to provide you with content that is most likely to match your interests based on your browsing profile. Your browsing profile is established according to the content you have already consulted.

We do not use Content Personalization Cookies.

➤ **Social network cookies**

Social Network Cookies allow you to share content from our Site on social networks and to make your opinion or consultation of our Services known on these networks by clicking on the "*like*" and "*share*" links.

These Cookies may also make it possible to trace users' browsing on the Site.

We invite you to consult the privacy protection policies of the social networks behind these Cookies, to learn about the purposes of use of the browsing information they may collect through these Cookies and the terms of exercising your rights with these social networks.

We do not use Social Network Cookies.

➤ **Analytical cookies**

These Cookies allow us to measure the number of visits, the number of page views and user activity. If necessary, they may collect your IP address to determine the city from which you are connecting. Analytical Cookies allow us to generate statistics on the use and navigation of our Site in order to improve our performance. Cookies also allow us to identify navigation problems and eventually to solve them.

We use the following Analytical Cookies:

Cookie Name	Cookie Function	Shelf life
- client-id / google analytics	Google analytics	is browser-based: by default infinite life time
Hotjar	understand user behaviors	is browser-based: by default infinite life time
Amplitude	understand user behaviors	is browser-based: by default infinite life time
Intercom	Dialogue with users directly on the site	is browser-based: by default infinite life time
Survicate	Send questionnaires to users	is browser-based: by default infinite life time
Sentry	Have more information on technical problems that occur	is browser-based: by default infinite life time

### 3. Your Cookie Preferences

#### ➤ Cookies that can be deposited without consent

Some Cookies do not require your consent, such as :

- Technical and functional cookies that are necessary for the operation of the Site;
- Certain Cookies for audience measurement or Cookies that allow to test different versions of the Site for the purpose of optimizing editorial choices.

#### ➤ Acceptance or refusal of Cookies subject to your express consent

All other cookies require your consent. These are Advertising Cookies and certain Audience Analysis Cookies. You may freely choose to accept or decline the use of these Cookies.

You can accept or refuse these Cookies during your first navigation on the Site.

Your choices to accept or decline cookies will be retained for a period of six (6) months.

You are free to withdraw your consent and more generally to modify your preferences at any time, via the [following link](#).

#### ➤ Your browser settings

It is also possible to set your browser to accept or reject certain cookies.

Each browser offers different configuration options:

- For Internet Explorer: go to the "Settings" menu, then "Internet Option". Click on "Privacy" and then "Advanced Privacy Settings";

- For Chrome: go to the "Settings" menu and click on "Privacy and Security". Finally, click on "Authorization" and "Cookies and site data";
- For Safari: go to the "Settings" application then go to Safari. Click on the "Privacy and Security" tab. You can now choose to block all cookies;
- For Iphone: go to the "Settings" menu, then "Safari", click on "Cookies". You can now choose to block all cookies;
- For Android: go to "Chrome", click on the "☰" tab at the top right of the screen, then on "Site Settings" and then on "Cookies". You can now choose to accept or block Cookies.