



cStructure Privacy Policy

This Privacy Policy (this “Policy” or this “Agreement”) sets forth the practices of CSTRUCTURE LLC (“we,” “our,” or “us” or “cStructure”)—and our commitment to you regarding—our practices with respect to the collection, use, and disclosure of information we collect from our Users in connection with our Services. This Policy supplements and incorporates all defined terms from the cStructure Terms of Service, which we make available at our website, cstructure.io.

1. While we aim to provide you with an excellent product and experience, and to do so in a way that protects your information, you acknowledge that our Services are currently in development and testing and accordingly may contain bugs, errors, or omissions and are not subject to any service level agreements or support commitments.
2. Information We Collect.
 - a. Information You Provide to cStructure. We collect personal data you provide to us in connection with your Account and the Services, such as:
 - i. Registration information. We collect information such as your name and contact data, including username and email address, and credentials such as your password, during your User Account creation.
 - ii. Feedback. We collect any feedback or ratings you provide, including through written communications to us and through any surveys we may offer.
 - iii. Voluntarily Provided Information. We will collect any information that you voluntarily provide to us or give us access to in connection with your use of our website and products.
 - b. Public versus Private Projects.
 - i. You understand that any projects that you mark as public will be freely available to us and to other users, and that any information in such projects may be made available on websites or through other means that we do not control.
 - ii. If you choose to keep your projects private, we aim to encrypt all information in connection with your project, except that we will see that the project was created, the project identifier, and the number of times the project was accessed by you or anyone you authorized. PLEASE NOTE THAT, DURING OUR PUBLIC BETA PHASE, WE MAKE NO GUARANTEES WITH REGARD TO OUR ENCRYPTION OR THE ULTIMATE PRIVACY OF YOUR INFORMATION.



c. International Data Transfers.

- i. We process personal data in the United States through our service providers, including Fly.io, Inc., which may operate servers and infrastructure in the European Union. When we transfer personal data from the European Economic Area (EEA), United Kingdom, or Switzerland to the United States or other third countries, we ensure appropriate safeguards are in place as required by applicable data protection laws.

d. Legal Basis for Processing (EEA/UK/Swiss Residents). For residents of the EEA, UK, and Switzerland, our legal basis for processing your personal data includes:

- i. Performance of a contract when processing is necessary to provide our Services to you
- ii. Legitimate interests for improving our Services, ensuring security, and conducting business operations
- iii. Consent where you have provided explicit consent for specific processing activities
- iv. Legal obligations where processing is required to comply with applicable laws

3. How We Use and/or Share the Information We Collect.

- a. In this section, we describe the ways in which we use your information, including to provide our Services, to communicate with you, and for security and compliance purposes. We also describe the legal basis upon which we process your information, where legally required.
- b. We may use your information to provide, administer, analyze, manage, and operate our Service. For example, we use your information for the following purposes:
 - i. Provide our products and deliver our services including troubleshooting, improving, and personalizing our Services.
 - ii. Business operations such as improving our internal operations, securing our systems, detecting fraudulent or illegal activity, and meeting our legal obligations. PLEASE NOTE THAT WE MAY RETAIN THIRD PARTY VENDORS TO PERFORM THESE SERVICES AND WILL PROVIDE SUCH VENDORS WITH SUCH INFORMATION AND ACCESS AS IS NECESSARY FOR THEM TO PROVIDE THE SERVICES THAT WE REQUEST.



- iii. Provide customer support and respond to your questions.
 - iv. Send you information, including confirmations, invoices, technical notices, updates, security alerts, support and administrative messages.
 - v. Other uses that you have consented to and/or requested from us.
- c. Except as noted above, we will not share any information that you have elected to keep private. As noted above, during our public beta phase we cannot guarantee that no one will have access to your private information.

4. Our Retention of Information.

- a. You have the right to delete your account and we will delete all personal data that is not strictly necessary for our legal and internal record keeping obligations.
- b. You may delete all User Content from private projects and we agree to remove all copies of such User Content that are on our systems and in our control.
- c. Where you have engaged in a collaborative project or made your works public, all User Content and personal data will be handled by us in accordance with the contributor agreement and/or collaboration project rules to which you have agreed.
- d. You will be provided the opportunity to anonymize any personal information visible to other Users of our Services, provided that such request must be made in compliance with any collaboration project rules to which you have agreed.
- e. In all instances, we store your personal information for no longer than necessary for the purposes for which it was collected, including for the purposes of satisfying any legal or reporting requirements, and in accordance with our legal obligations and legitimate business interests. To determine the appropriate retention period for personal data, we consider the amount, nature, and sensitivity of the personal data; the potential risk of harm from unauthorized use or disclosure of your personal data; the purposes for which we process your personal data; and the applicable legal requirements.

5. Information from Children. Our Services are not intended for use by children under the age of 16 and we do not knowingly collect personal information from anyone under 16. If we learn that we have collected personal information from a child, we will take reasonable steps to delete such information from our files as soon as is practicable. If you learn that your child has provided us with personal information, please contact us at privacy@cstructure.io.

6. Protected Health Information. Our Services are not at this time intended for use in connection with “protected health information” (as such term is defined at 45 C.F.R § 160.103) (“PHI”). If we learn that we have collected PHI, we will take reasonable steps to



delete such information from our files as soon as is practicable. If you learn or reasonably suspect that any User has provided us with PHI, please contact us at privacy@cstructure.io. Additionally, we do not process "special categories" of personal data as defined under GDPR (including health data, genetic data, biometric data for unique identification, racial or ethnic origin, political opinions, religious beliefs, trade union membership, or data concerning sex life or sexual orientation) without explicit consent or another lawful basis under GDPR.

7. Changes to Policy. Any information that we collect is subject to the Policy in effect at the time such information is collected. We may, however, revise the Policy from time to time. If a revision is material, as determined solely by us, we will notify you.
8. Contact Us. If you have any questions about our privacy practices, including this Policy, you may contact us by email at privacy@cstructure.io or by mail at 7660 H Fay Ave #261, La Jolla, CA 92037. For data protection matters relating to residents of the EEA, UK, or Switzerland, please contact us at: privacy@cstructure.io
9. Rights of EEA, UK, and Swiss Residents.

If you are a resident of the European Economic Area (EEA), United Kingdom, or Switzerland, you have the following rights under applicable data protection laws:

- a. **Right of Access:** You have the right to obtain confirmation as to whether or not personal data concerning you is being processed, and access to such data.
- b. **Right to Rectification:** You have the right to have inaccurate personal data corrected and incomplete personal data completed.
- c. **Right to Erasure ("Right to be Forgotten"):** You have the right to request deletion of your personal data under certain circumstances.
- d. **Right to Restrict Processing:** You have the right to restrict processing of your personal data under certain circumstances.
- e. **Right to Data Portability:** You have the right to receive your personal data in a structured, commonly used, and machine-readable format.
- f. **Right to Object:** You have the right to object to processing of your personal data for direct marketing purposes or processing based on legitimate interests.
- g. **Right to Withdraw Consent:** Where processing is based on consent, you have the right to withdraw consent at any time.
- h. **Right to Lodge a Complaint:** You have the right to lodge a complaint with a supervisory authority in your country of residence or where the alleged infringement occurred.



10. California-Specific Disclosures. The disclosure in this section apply solely to individual residents of the State of California and provide additional information about how we collect, use, disclose, and otherwise process personal information within the scope of the California Consumer Privacy Act of 2018, as amended, including its implementing regulations ("CCPA"). Unless otherwise expressly stated, all terms in this section have the same meaning as defined in the CCPA.
- a. Sensitive Personal Information. Certain data elements we collect and use to provide the Service may be deemed "sensitive personal information" under CCPA. These include your username and password to access your account and your communications with your collaborators. We do not use or disclose such sensitive personal information to “infer” characteristics as defined under the CCPA, or for any purpose other than that which is necessary to provide the Service as specified in the CCPA.
 - b. We will not use your information for targeted advertising or any marketing purposes.
 - c. California Privacy Rights. As a California resident, you may be able to exercise the following rights in relation to the personal information about you that we have collected (subject to certain limitations at law):
 - i. The Right to Know any or all of the following information relating to your personal information we have collected and disclosed in the last 12 months, upon verification of your identity:
 - ii. The specific pieces of personal information we have collected about you;
 - iii. The categories of personal information we have collected about you;
 - iv. The categories of sources of the personal information;
 - v. The categories of personal information that we have disclosed to third parties for a business purpose, and the categories of recipients to whom this information was disclosed;
 - vi. The categories of personal information we have sold or shared and the categories of third parties to whom the information was sold or shared; and
 - vii. The business or commercial purposes for collecting, selling, or sharing the personal information.
 - viii. The Right to Request Deletion of personal information we have collected from you, subject to certain exceptions.
 - ix. The Right to Request Correction of inaccurate personal information.



- x. The Right to Opt Out of Personal Information Sales or Sharing to third parties now or in the future.
 - xi. You also have the right to be free of discrimination for exercising these rights. However, please note that if the exercise of these rights limits our ability to process personal information (such as in the case of a deletion request), we may no longer be able to provide you our Service or engage with you in the same manner.
- d. How to Exercise Your California Privacy Rights.
- i. To exercise your rights to know, correct, or delete, please submit a request by: Emailing privacy@cstructure.io with the subject line "California Rights Request".
 - ii. We will need to verify your identity before processing your request. In order to verify your identity, we will generally require either the successful login to your account (if applicable) and/or the matching of sufficient information you provide us to the information we maintain about you in our systems. Although we try to limit the personal information collected in connection with a request to know, correct, or delete, certain requests may require us to obtain additional personal information from you. In certain circumstances, we may decline a request to exercise the right to know, correct, or delete, particularly where we are unable to verify your identity or locate your information in our systems, or as permitted by law.
- e. Minors Under Age 16. We do not sell or share the personal information of consumers we know to be less than 16 years of age.
- f. California's "Shine the Light" Law
- i. In addition to the rights described above, California's "Shine the Light" law (Civil Code Section §1798.83) permits California residents that have an established business relationship with us to request certain information regarding our disclosure of certain types of personal information to third parties for their direct marketing purposes during the immediately preceding calendar year.
 - ii. To make such a request, please send an email to privacy@cstructure.io.
11. Disclosures to residents of Colorado, Connecticut, Virginia, and Utah. The disclosures in this section apply solely to individual residents of the States of Colorado, Connecticut, Virginia, and Utah. Privacy laws in these states give residents certain rights with respect to their personal data, when they take effect over the course of 2023. Those rights include:



- a. Right to Access Information. You have the right to access and obtain a copy of your personal data.
 - b. Right to Request Deletion. You have the right to request that we delete personal data provided by or obtained about you.
 - c. Right to Correct. You have the right to correct inaccuracies in your personal data.
 - d. Right to Opt-Out of Targeted Advertising. You may ask us not to use or disclose your information for the purposes of targeting advertising to you based on your personal data obtained from your activity across different businesses, services, websites, etc.
 - e. Right to Opt Out of Personal Information Sales to Third Parties.
 - f. To submit a request to exercise your access, deletion, or correction privacy rights, please email us at privacy@cstructure.io with the subject line “Privacy Rights Request” and let us know in which state you live, or complete this form.
 - g. Residents of Colorado, Connecticut, and Virginia may appeal a refusal to take action on a request by contacting us by email at privacy@cstructure.io.
12. Nevada-Specific Disclosures. For residents of the State of Nevada, Chapter 603A of the Nevada Revised Statutes permits a Nevada resident to opt out of future sales of certain covered information that a website operator has collected or will collect about the resident. Although we do not currently sell covered information, please contact us at privacy@cstructure.io to submit such a request.
13. Other Privacy or Data Requests. For all other data and privacy related requests, including with regard to Canada’s Personal Information Protection and Electronic Documents Act (PIPEDA), please contact us at privacy@cstructure.io and we will promptly respond and attempt to address your concern or question.