

## **Full Privacy Statement**

This Privacy Statement of Victory Lap LLC (“Victory Lap LLC” “we,” “us,” or “our”) describes its policy for treatment of personal information (as defined below) located at <http://www.victorylap.net> (individually and collectively, the “Site”). This Privacy Statement applies only to the Site, and it applies to the Site regardless of the platform on which it is used. For clarity, the Site includes all sites that are located on sub-domains or subdivisions of <http://www.victorylap.io> , and the Privacy Statement currently applies to all such sub-domains or subdivisions. “You” in this Privacy Statement means you personally. If you visit other sites operated by VICTORY LAP LLC or other sites linked to the Site, the privacy policy for the Site will not control the practices for collecting and using personal information on those other sites. Additionally, this Privacy Statement does not apply to VICTORY LAP LLC’s practices for collecting and using personal information offline or from sites or apps other than the Site (even if that information is identical to the information gathered on the Site).

### **What is “personal information” and what personal information do we collect?**

By “personal information,” we mean information that is reasonably identifiable to you or to a particular device.

**Personal Information We may Collect.** Personal information that we collect includes information that you provide voluntarily. Personal information requested might include, for example, your name, e-mail address, home address, telephone number or, where identifiable to you, other information such as your zip code. NOTE: If you elect to make purchases on the Site, you may be required to enter your credit card information. We do not collect sensitive credit card information on the Site that may be processed in connection with your purchases in connection with the Site. We outsource processing of credit card transactions to vendors that we understand to be compliant with appropriate Payment Card Industry standards for security. Additionally, you may have the option of connecting your account to social media sites such as Facebook, Twitter, or Google+. Please note that if you make such an election, we will be entitled to collect information from the connected social networking website, even if you elect not to provide information to us yourself, and we will have access to the social media site information that is connected through such permission. That connected information, to the extent we collect it, will constitute personal information to the extent identifiable to you (alone or in combination with other information).

**Navigational Information.** When you visit the Site, we may capture certain information automatically (even if you do not voluntarily provide us with personal information, or in addition to personal information that you do provide). This information may include your Internet protocol address, ISP, location-based information, browser type, time and date of access and pages accessed, linking information, click stream, page visits, page views, and website log files. If such navigational information is reasonably identifiable to you or is reasonably identifiable to a particular device, it will be deemed personal information for purposes of this Privacy Statement. We reserve the right to match non-personal navigational information with other information that we have collected from you. If that other information renders such navigational information reasonably identifiable to you or a particular device,

then by definition it will become personal information. Navigational information that is deemed personal information under this paragraph will be treated as such pursuant to this Privacy Statement.

**Other Information You Voluntarily Provide:** You may choose to contact us and the information you disclose may constitute personal information.

**Children:** Please note the Site is intended for general audiences over eighteen (18) years of age. For the avoidance of doubt, the Site is not directed to children younger than 13 years of age. We do not knowingly collect personal information from children under the age of 13. (Please review our Terms of Use).

**Suggestions and Ideas.** Any suggestions or similar communications relating to VICTORY LAP LLC's business or the Site how they might be changed, enhanced or improved are not treated as private or confidential under this Privacy Statement. We will, however, at all times use reasonable efforts to de-identify you personally with the suggestion.

### **How does VICTORY LAP LLC use the information it collects?**

We generally use personal information collected on the Site for the following purposes:

to process and fulfill orders placed on the Site;

to respond to inquiries from users and follow up on deliveries of purchases or services;

to advise you of opportunities and promotions available on our Site or elsewhere, including product-specific changes and updates;

to distribute e-newsletters and other informational and/or promotional materials;

to provide information about the proper use or misuse of the Site;

to process technical or administrative issues or to communicate regarding those issues;

to improve, expand, or otherwise adjust our services.

See also circumstances under which we may share or transfer personal information, discussed below.

### **Does the Site use cookies?**

VICTORY LAP LLC may use "cookies." A cookie is a small text file that a website places on your computer's hard drive that allows the website's server to keep track of and facilitate certain activities on the site. Cookies help provide information to us about how users are using the Site. Cookies also allow us to remember you and your preferences. Among other purposes, we may use cookies to make it easier for you as a user to log in or make purchases, or to make visits to the Site otherwise more efficient. We use information that we obtain by cookies, to the extent it is or becomes personal information, in accordance with the terms of this policy. You may be able to set your browser to accept

all cookies, block certain cookies, require your consent before a cookie is placed, or block all cookies. Please consult the "Help" section of your browser for more information on cookies generally.

Please note that if you reject all cookies, you may not be able to take advantage of certain Site offerings.

Please note that we may collect information using a third-party web analytics tool such as Google Analytics (<http://www.google.com/analytics/index.html>) that aggregates data so that it is not identifiable to any particular individual or device. As of the Effective Date of this Privacy Statement, Google Analytics represents that it does not collect any personal information, as it explains at <https://developers.google.com/analytics/devguides/collection/gajs/cookie-usage>.

#### **How does VICTORY LAP LLC treat “Do Not Track” requests from a user’s browser?**

Users may have the option of enabling “Do Not Track” in their browsers, which sends a signal to websites that the user does not want to be tracked across multiple websites. VICTORY LAP LLC does not track users across multiple websites, regardless of whether users have enabled “Do Not Track.”

#### **Does VICTORY LAP LLC use personal information for advertising purposes?**

VICTORY LAP LLC may use personal information, such as your email address, to provide you with information regarding VICTORY LAP LLC products and services if you have opted to receive newsletters or other communications from VICTORY LAP LLC. VICTORY LAP LLC does not share personal information with third-party advertisers.

#### **Under what circumstances does VICTORY LAP LLC disclose or transfer personal information to others ?**

There are circumstances where we will transfer and/or disclose your personal information to third parties. Those circumstances, subject to the limits of applicable law, are as follows:

Parent, Subsidiaries and Affiliates: VICTORY LAP LLC may transfer personal information to its parent, subsidiaries and corporate affiliates for purposes related to VICTORY LAP LLC’s product offerings as such offerings may change and develop over time.

The Site Consultants and Service Providers: VICTORY LAP LLC transfers personal information to third-party service providers that may be hosting or housing data on behalf of VICTORY LAP LLC or otherwise acting on its behalf as a data center (such as providers of hosting, cloud, technology outsourcing and support services). Additionally, VICTORY LAP LLC may disclose personal information to the extent that our service providers require access to our databases, or the information contained in our databases, to service VICTORY LAP LLC and the Site. Note to residents of Canada: Personal information you provide in connection with your use of the Site may be processed and/or stored by VICTORY LAP LLC, its parent, affiliates, corporate partners, or third-party service providers in the United States.

Legal Compulsion and VICTORY LAP LLC’s Protection : VICTORY LAP LLC reserves the right to release personal information in accordance with applicable law in response to a subpoena or otherwise when

we believe that the law requires us to do so, or when we reasonably believe it is necessary to protect and/or enforce the rights, property interests, or safety of VICTORY LAP LLC, our users or others.

**Reorganization or Sale of VICTORY LAP LLC:** In the event that VICTORY LAP LLC is merged with or becomes part of another organization, or in the event that VICTORY LAP LLC is sold or it sells all or substantially all of its assets, or a brand or line of its business, the information you provide may be one of the transferred assets for use by the acquiring entity.

**As Otherwise Allowed by Law:** We may transfer personal information to third parties where we are expressly authorized by applicable law to do so.

### **How do you keep my personal information secure?**

Although we cannot guarantee that our or our vendors' servers are impenetrable, we have attempted to establish and implement reasonable physical, electronic, and managerial procedures to safeguard and secure the information we collect online. Where we use outside vendors to collect, store, or process data, we attempt to use vendors who likewise also establish and implement reasonable procedures.

### **Does the Site link to third party sites?**

The Site may link to third-party sites including social media websites. When using third-party sites you should review the privacy policies of such parties' sites to understand how they collect and use personal information.

### **How long do you keep my information?**

VICTORY LAP LLC keeps your personal information for as long as we deem it useful to use and for as long as applicable law allows us to maintain it.

### **How can I access and make changes to my personal information?**

Site users can change information in their profiles at any time by logging into their account through the Site. Site users have the right to request that their information be modified or deleted from our files. Subject to applicable law, technical feasibility, and VICTORY LAP LLC's reasonable need to maintain such information, you can change any of the personal information or other information that we maintain in your account profile. If at any time you want to view the personal information that we maintain regarding you, your personal information changes, you want to change the preferences associated with your account, or wish to remove some or all of the personal information or other information stored about you, you can, subject to the Terms of Use and this paragraph, correct, update, or remove the information and preferences you have shared with us by contacting us at [support@victorylap.io](mailto:support@victorylap.io) or as directed below.

### **California Privacy Rights**

California Civil Code Section 1798.83, also known as the "Shine The Light" law, permits our customers who are California residents to request and obtain from us once a year, free of charge, information

about the personal information (if any) we disclosed to third-parties for direct marketing purposes in the preceding calendar year. If applicable, this information would include a list of the categories of personal information that was shared and the names and addresses of all third parties with which we shared 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 the contact address below.

**How will I be notified of changes and updates to the Privacy Statement?**

Changes and updates to this Privacy Statement will be posted on the Site. Updated Privacy Statements are effective upon posting to the Site.

**Who do I contact about my rights under this Privacy Statement ?**

If you have any comments, questions or concerns regarding this Privacy Statement or VICTORY LAP LLC's privacy practices at the Site, please contact us at VICTORY LAP LLC Attn.: Privacy Officer, Brian Bar