

Website Disclaimer and Privacy Policy

Scope:

This Policy applies to customer information MSHOP Software, Inc., d/b/a Nautical Software Solutions (“NSS”), collects through our website.

Website Privacy Policy:

Throughout this Policy the terms “NSS”, “we”, “us” and “our” shall mean MSHOP Software, Inc., d/b/a Nautical Software Solutions, and any affiliates. This Privacy Policy applies to this site, www.nauticalsoftwaresolution.com, (however accessed and/or used, whether via personal computers, mobile devices or otherwise (collectively, “Device”) and other interactive features, applications or downloads that are operated by us that are available through this site or that interact with this site and post this Privacy Policy (collectively, “Website”).

NSS is committed to protecting the privacy of visitors to our website. This Policy will let you know how NSS handles how we collect, use, disclose, transfer, and store your information collected on this Website. Please take a moment to familiarize yourself with our privacy practices and let us know if you have any questions.

This Privacy Policy, together with the Terms of Use posted on our website, sets forth the general rules and policies governing your use of our website. We may update this Privacy Policy from time to time. When we change the policy in a material way, a notice will be posted on our website along with the updated Privacy Policy. WHEN YOU ACCESS OUR WEBSITE, YOU ARE ACKNOWLEDGING AND ACCEPTING THIS PRIVACY POLICY. YOUR CONTINUED USE OF THIS WEBSITE AFTER CHANGES HAVE BEEN POSTED TO THE PRIVACY POLICY WILL CONSTITUTE YOUR ACCEPTANCE OF SUCH CHANGES. IF YOU DO NOT AGREE TO THIS PRIVACY POLICY, OR TO ANY CHANGES WE MAY SUBSEQUENTLY MAKE, IMMEDIATELY STOP ACCESSING OUR WEBSITE.

Collection and Use of Personal Information

We do not collect any information that allows us to identify or contact you unless you provide that information yourself, for example when you register for the Website, if you email us, if you fill out a form electronically, submit a request, or otherwise provide personal information during interaction with the Website. Personal information is data that can be used to uniquely identify or contact a specific individual. In certain circumstances, we may request, allow or otherwise provide you an opportunity to submit your personally identifiable information with a feature, program, promotion or some other aspect of our website. If you provide us with personal information through our website, we have taken precautionary steps to help make sure that information you may provide is kept confidential. NSS and its affiliates may share this personal information with each other and use it consistent with this Privacy Policy. They may also combine it with other information to provide and improve our products, services, content and advertising. You should know however, that we cannot guarantee or warrant the security or privacy of Internet transmissions, as they could be intercepted. **IN ORDER TO PROTECT YOUR PRIVACY, DO NOT EMAIL INFORMATION THAT YOU CONSIDER CONFIDENTIAL.**

Information We Collect:

We collect your information from the following sources:

- Information you give us, such as during registration on the Website, Website interactions, such as rating products or joining a forum, requesting a quote, customer service operations, surveys, download of a software update, and other Website transactions.
- Information available from third parties, including public databases, social medial platforms, or third-party partners; and
- Information automatically collected when you visit or use our websites, such as via cookies and device information.

Personal information is information that identifies you or is reasonably linked to you. The personal information we collect may include contact and payment information like your name, email and physical addresses, phone numbers, communication preferences, and other registration information. If you place an order on this site, NSS may collect payment information that, in some cases, may constitute Personal Information. When you place an order or request

services on behalf of a third-party, we may collect information you provide us such as the name, address, and phone number of the third-party.

When we schedule a shipment for delivery, NSS may obtain shipping information. Such shipping information may include the recipient's name, physical address, email address, and telephone number. Shipping information also includes any other information which may be provided which is necessary to us to enable NSS to access locations that they provide services or information necessary to verify the contents of certain shipments.

Collection and Use of Non-Personal information

We also may collect non-personal information and data in a form that does not permit direct association with any specific individual. We may collect, use, transfer, and disclose non-personal information for any purpose. The following are some examples of non-personal information that we collect and how we may use it: (1) we may collect information such as occupation, language, zip code, area code, unique device identifier, location, and the time zone where a NSS product may be used so that we can better understand customer behavior and improve our products, services, and advertising; and (2) we also may collect information regarding customer activities on our Website and from our other products and services. This information is aggregated and used to help us provide more useful information to our customers and to understand which parts of our website, products and services are of most interest. Aggregated data is considered non-personal information for the purposes of this Privacy Policy.

If we do combine non-personal information with personal information the combined information will be treated as personal information for as long as it remains combined.

Information from Other Sources

We may receive personal information about you from other sources as well. Examples of these sources are entities that can help us correct or supplement our records, improve the quality or personalization of our service to you, and help prevent or detect fraud. In addition, we may collect information from consumer reporting agencies or other service providers if you obtain certain financial products.

Automated Information Collection

We may receive and store certain types of information when you interact with our websites, emails, and online advertising. Our purpose is to allow the Websites to work correctly, to evaluate use of the Website, and to support Website analytics and marketing campaigns. Some examples include:

- We may collect technical information such as your internet protocol address, your device operating system and browser type, the address of a referring website, if any, and the path you take through our Websites.
- We use "cookies" to recognize you as you use or return to our sites. This is done so that we can provide a continuous and more personalized shopping experience for you. A cookie is a small text file that a Website or email may save to your browser and store on your hard drive.
- We may also use web beacons. Beacons allow us to know if a certain page was visited, an email was opened, or if ad banners on our website and other sites were effective.

How We Use and/or Disclose Your Information:

- NSS does not sell or rent your personal information.
- NSS and its affiliates may use your personal information to provide products and services and support core business functions. These uses include order or service fulfillment, internal business processes, marketing, authentication, loss and fraud prevention, public safety, and legal functions.
- NSS may use the information collected to personalize your interaction with the Website, conduct surveys or promotions, respond to any email, or request from you, or provide you with information that we believe may be useful to you, such as latest product announcements, important notices, software updates and upcoming events.
- NSS may use personal information to help us develop, deliver, and improve our products, services, content and advertising.
- NSS may also use personal information for internal purposes such as auditing, data analysis and research to improve NSS's products, services, and customer communications.

- NSS may also use personal information to keep a record of our transactions or communications; to comply with any applicable law, regulation or legal process; protect our rights, the rights of an affiliate or related third party; or, use it to take appropriate legal action, such as enforcement of the Terms of Use.
- We may combine all the information we collect. We may disclose your information within our corporate family of companies.
- NSS may also use your personal information to contact you through any contact information you have provided in accordance with this Privacy Policy and our Terms of Use.
- If you enter into a sweepstake, subscriptions, contest or similar promotion we may use the information you provide to administer those programs.

Disclosure to Third Parties

At times, NSS may make certain personal information and/or shipping information available to our strategic partners or affiliates that work with NSS to provide products and services, or that help NSS market to customers. Personal information and/or shipping information will only be shared by NSS to provide or improve our products, services and advertising; it will not be shared with third parties for their marketing purposes or any other use.

The third parties with whom NSS may share personal information include companies who provide services such as information processing, managing and enhancing customer data, providing customer service, assessing your interest in our products and services and conducting customer research or satisfaction surveys. We require our service providers to keep your information secure. In addition, our service providers may not use or disclose personal information for any purpose other than providing the services on our behalf.

The third parties may be located in the United States or anywhere else where NSS may transact business.

Legal Requirements and Protection of Our Company and Others

We may disclose your information in other special circumstances. These include situations when the sharing is necessary to protect the safety, property, or other rights of NSS, our customers, our associates, or any other person, or where otherwise required by law. NSS may provide your personal information in response to a court order, subpoena, search warrant or other legally valid inquiry or order, or to an investigative body in the case of a breach of an agreement or contravention of law, or as otherwise required by applicable law. NSS may cooperate with law enforcement authorities in investigating and prosecuting activities that are illegal, violate our Terms of Use, or may be harmful to others.

Cookies and Other Technologies

NSS's Website, online services, interactive applications, email messages and advertisements may use a variety of technologies, now and hereafter devised, that automatically collect certain Website usage information whenever you visit or interact with the Website. Website usage information may be collected by various methods, including "cookies" and other technologies such as pixel tags, web beacons, mobile device identifiers and embedded scripts. Cookies are small data files that are placed on your Device when it is used to visit our website. We cannot use them to identify you and thus the information collected is treated as nonpersonal information. However, to the extent that Internet Protocol (IP) addresses, or similar identifiers are considered personal information by local law, we also treat these identifiers as personal information. Similarly, to the extent that non-personal information is combined with personal information, we treat the combined information as personal information for the purposes of this Privacy Policy. Cookies allow Website managers to adapt materials to your computer and include information such as what pages you visited, how often you visited them, what your preferences may be, and they may enable certain features on this Site. Most web browsers accept cookies, but you may be able to adjust your browser settings to not allow them or to let you know when they are being sent. Your use of some features on this Site may be limited if you disable cookies.

Pixel tags enable us to send email messages in a format our customers can read, and they tell us whether the email has been opened. We may use this information to reduce or eliminate the number or type of messages sent to our customers. Web beacons are small graphic images or other web programming code inserted into a web page or email that count visitors to the Website, monitor how users navigate the Website, count how many emails that were sent are actually opened or count how many particular articles or links were actually viewed. Certain mobile service providers uniquely identify mobile devices and we or our third-party service providers may receive such device information if

you access the Website through mobile devices. Certain features of our website may require collection of mobile phone numbers, and we may associate that phone number to mobile device identification information. An embedded script is programming code that is designed to collect information about your interactions with the Website, such as the links you click on. The code is temporarily downloaded onto your computer from our web server or a third-party service provider, is active only while you are connected to the Website and is deactivated or deleted thereafter.

As is true of most Websites, we gather some information automatically and store it in log files. This information includes IP addresses, browser type and language, Internet service provider (ISP), referring and exit pages, operating system, date/time stamp and clickstream data. We use this information to understand and analyze trends, to administer the site, to learn about user behavior on the site, and to gather demographic information about our user base as a whole. NSS may use this information in our marketing and advertising services.

In some of our email messages, we use a "click-through URL" linked to content on our website. When customers click one of these URLs, they pass through a separate web server before arriving at the destination page on our Website. We track this click-through data to help us determine interest in particular topics and measure the effectiveness of our customer communications. If you prefer not to be tracked in this way, you should not click text or graphic links in the email messages.

NSS and its partners use cookies and other technologies in mobile advertising services to control the number of times you see a given ad, deliver ads that relate to your interests, and measure the effectiveness of ad campaigns. If you do not want to receive ads with this level of relevance on your mobile device, you can opt out by accessing the following link on your device: info@nauticalsoftwaresolution.com. If you opt out, you will continue to receive the same number of mobile ads, but they may be less relevant because they will not be based on your interests. You may still see ads related to the content on a web page or in an application or based on other non-personal information. This opt-out applies only to NSS's advertising services and does not affect interest-based advertising from other advertising networks.

NSS's Communications

On occasion, NSS may send our customers and Website visitors electronic communications, including but not limited to newsletters, bulletins, status updates, account verifications, or other communications such as marketing information. NSS may also send information via email regarding Website updates, shipping information, or other general topics. You will be offered an opportunity to consent and/or opt-out of such communications where applicable. Certain communications, such as those related to Website updates or account verifications may not be subject to an opt-out.

Protection of Personal Information

NSS takes extensive precautions, including administrative, technical, and physical measures, to safeguard your personal information against loss, theft, and misuse, as well as against unauthorized access, disclosure, alteration, and destruction.

NSS's online services use Secure Sockets Layer (SSL) encryption on all web pages where personal information is collected. To make purchases from these services, you must use an SSL-enabled browser such as Internet Explorer, Safari or Firefox. Doing so protects the confidentiality of your personal information while it is transmitted over the Internet.

When you use some of NSS's products, services or applications or post on a NSS forum, chat room, or social networking service, if any, the personal information you share is visible to other users and can be read, collected, or used by them. You are responsible for the personal information you choose to submit in these instances. For example, if you list your name and email address in a forum posting, that information is public. Please take care when using these features.

Retention of Personal Information

NSS makes it easy for you to keep your personal information accurate, complete, and up to date. We will retain your personal information for the period necessary to fulfill the purposes outlined in this Privacy Policy unless a longer retention period is required or permitted by law.

Access to Personal Information

For personal information, we make good faith efforts to provide you with access so you can request that we correct the data if it is inaccurate or delete the data if NSS is not required to retain it by law or for legitimate business purposes. We may decline to process requests that are unreasonably repetitive, require disproportionate technical effort, jeopardize the privacy of others, are extremely impractical or for which access is not otherwise required by local law. Access, correction, or deletion requests can be made to info@nauticalsoftwaresolution.com.

Contact Us

Should you need to contact NSS for any reason, including those regarding this Policy or any privacy concerns, please contact us at:

info@nauticalsoftwaresolution.com

If you believe that NSS or anyone affiliated with NSS has misused any of your information, please contact us immediately to report such action.

Information from Minors

NSS's Website is not designed for use by children. We do not knowingly collect personal information from children under the age of eighteen (18). If we learn that we have collected the personal information of a child under the age of eighteen (18), we will take steps to delete the information as soon as possible. A parent or guardian of a child under the age of eighteen (18) may review and request deletion of such child's personally identifiable information as well as prohibit the use thereof. If you have reason to believe NSS has personal information from an individual under the age of eighteen (18), please contact us.

Keeping Your Information Secure

We have implemented security measures we consider reasonable and appropriate to protect against the loss, misuse and alteration of the information under our control. Please be advised, however, that while we strive to protect your personal information and privacy, we cannot guarantee or warrant the security of any information you disclose or transmit to us online and are not responsible for the theft, destruction or inadvertent disclosure of your personal information. In the unfortunate event that your "personally identifiable information" (as the term or similar terms are defined by any applicable law requiring notice upon a security breach) is compromised, we may notify you by email, at our sole and absolute discretion, to the last email address that you have provided us in the most expedient time reasonable under the circumstances; provided, however, that delays in notification may occur while we take necessary measures to determine the scope of the breach and restore reasonable integrity to the system as well as for the legitimate needs of law enforcement if notification would impede a criminal investigation. From time to time, we evaluate new technology for protecting information, and when appropriate, we upgrade our information security systems.

Third-Party Sites and Services

NSS's Websites, products, applications and services may contain links to third party websites, products, and services. Our products and services may also use or offer products or services from third parties. Information collected by third parties, which may include such things as location data or contact details, is governed by their privacy practices and we are not responsible for the privacy practices employed by any third-party websites. We encourage you to note when you leave our website and to learn about the privacy practices of those third parties before submitting any personal information to such third parties.

Copyright

NSS either owns the text, photos, and graphics on this Website, including related copyrights, or has permission to use them. You have our permission to personally use or to copy any portion of this Website, but not for profit or other commercial reasons. Any use or copying, other than for your personal use, is strictly prohibited under federal copyright law and may be subject to civil and criminal sanctions.

Acceptance of Website Privacy Policy Terms and Conditions

By using this site, you agree to the terms and conditions of this Website Disclaimer and Privacy Policy, and you assume full responsibility for use of any information within our Website. You also agree that NSS is not responsible or liable for any claim, loss or damage resulting from the use of this site by you or any user.

Changes to the NSS Privacy Policy

Please check our privacy Policy periodically for changes. We will also notify you of significant updates and will post the date it was last updated at the bottom of the Privacy Policy.

Notice for Users in California

Our Privacy Policy applies to all users of our website, including those in California. Your personal information may be used by NSS, and its affiliates as described herein. Please note the following, including information about your rights under California law. The information we have obtained in the previous twelve (12) months includes the following categories of personal information:

- Identifiers such as a real name, alias, postal address, unique personal identifier, online identifier, internet protocol address, email address, account name, social security number, driver's license number, passport number, or other similar identifiers (e.g., if you register an account with us).
- Personal information described in Cal. Civ. Code Section 1798.80(e) (California Customer Records statute). This means any information that identifies, relates to, describes, or is capable of being associated with a particular individual, including, the "identifiers" listed in the preceding bullet points, and the following: physical characteristics or description in the form of photographs or images if you visit our premises or if needed to facilitate access to other facilities, state identification card number, insurance policy number, education, employment, employment history, bank account number, credit card number, debit card number, or any other financial information, medical information.
- Characteristics of protected classifications under California or federal law, such as race, color, religion, sex/gender, gender identity/expression, sexual orientation, marital status, medical conditions, age, military or veteran status, national original, and more.
- Commercial information, including (1) records of personal property, products or services purchased, obtained, or considered from NSS, or other purchasing or consuming histories or tendencies, (2) information provided to us regarding the content of certain shipments, but only to the extent an identifiable person can be linked to such content, (3) information on actions taken on NSS Websites or mobile apps, which may include information about NSS services considered, and (4) information about consumer preferences and behavior that we collect on our Websites and mobile apps or purchase from third parties in order to target consumers for digital advertisements or to personalize content we deliver on our Websites and mobile apps.
- Internet or other electronic network activity information, including, but not limited to, browsing history, search history, and information regarding a consumer's interaction with NSS or its affiliates' Websites, applications, or advertisements.
- Geolocation data (e.g., when you opt-in to location tracking services which NSS makes available to you).
- Audio information from calls placed with customer service and accounting centers which may be recorded, and electronic information in the form of Internet or other electronic network activity information as described above. NSS may also collect other visual information in the form of video of our premises or photographic or video evidence collected as part of accident investigations.
- Professional or employment-related information in the form of business contact information such as name, company name, physical address and email address and telephone or fax number.
- Education information, defined as information that is not publicly available personally identifiable information as defined in the Family Educational Rights and Privacy Act (20 U.S.C. section 1232g, 34 C.F.R. Part 99).
- Inferences drawn from (1) the information we collect when you visit our Websites, use our apps, or interact with NSS-related tools, widgets or plug-ins or our official social media pages or NSS-related social media apps, tools, widgets and plug-ins, (2) information we collect, including through affiliates and third-party suppliers, regarding content and other data posted on the Internet (such as public locations on the Internet), and (3) information about consumer preferences and behavior that we collect on our Websites and mobile apps or purchase from third party affiliates in order to create

a profile about a consumer reflecting the consumer's preferences, characteristics, psychological trends, predispositions, behavior, attitudes, intelligence, abilities, and aptitudes.

Within the last twelve (12) months, we have not disclosed personal information of California consumers to other businesses or third parties for monetary or other valuable consideration as a data "sale" under California law.

Within the last twelve (12) months, NSS has disclosed information in some or all of the above categories of information for our business purposes as outlined herein.

Your California Rights

If you are a California resident, you may have certain rights related to your personal information. You may exercise these rights free of charge except as otherwise permitted under applicable law.

- Deletion Rights. You have the right to request that we delete personal information about you which we have collected from you.
- Access Rights. You may request that we disclose to you:
 - the categories of personal information we have collected about you.
 - the categories of sources from which the personal information is collected.
 - our business or commercial purpose for collecting or selling personal information.
 - the categories of third parties with whom we share personal information.
 - the specific pieces of information we have collected about you.
 - the categories of personal information about you that we have disclosed to other businesses or third parties for monetary or other valuable consideration as a "sale" under the California Consumer Privacy Act and the categories of third parties to whom the personal information was disclosed as a sale, by category or categories of personal information for each third party to whom the personal information was so disclosed; and
 - the categories of personal information about you that we disclosed for a business purpose.

Right to Opt Out. If we disclose your personal information to other businesses or third parties for monetary or other valuable consideration as a "sale" under the California Consumer Privacy Act, you have the right to opt-out of such disclosures. To submit an opt-out request, please email us at info@nauticalsoftwaresolution.com. You may request to exercise these rights by:

Calling us at 800.467.0982

Sending us an email at info@nauticalsoftwaresolution.com

As required or permitted under applicable law, please note that we may take steps to verify your identity before granting you access to information or acting on your request to exercise your rights. We may limit our response to your exercise of the above rights as permitted under applicable law.

Subject to applicable law, we may not discriminate against you because of your exercise of any of the above rights, or any other rights under the California Consumer Privacy Act, including by:

- Denying you goods or services.
- Charging different prices or rates for goods or services, including through the use of discounts or other benefits or imposing penalties.
- Providing you a different level or quality of goods or services; or
- Suggesting that you will receive a different price or rate for goods or services or a different level or quality of goods or services.

We may, however, charge different prices or rates, or provide a different level or quality of goods or services, if that difference is reasonably related to the value provided to us by your personal information.

Data Sharing for Direct Marketing Purposes

To the extent required by California Civil Code § 1798.83, California residents may ask us to provide them with (i) a list of certain categories of personal information that we have disclosed to third parties for their direct marketing purposes during the immediately preceding calendar year, and (ii) the identity of those third parties. To make this request, California residents may contact us as described in the “Contact Us” section above.

Linked Sites

NSS may provide links to external sites on our website. The inclusion of any such link is not an endorsement or such external third-party websites, or the products or services which may be offered at such site. NSS is not responsible for the privacy practices or content of such websites. Any use of a third-party site is not governed or controlled by this Privacy Notice. You are responsible for reviewing the privacy policy applicable to any third-party site. Your use of a third-party site is at your own risk and NSS is not responsible for such use.

For More Information

For more information on our Privacy Policy, you may contact NSS as follows:

**Nautical Software Solution
Attn: Privacy Policy
513 River Estates Parkway
Canton, GA 30115-3419**

Last Updated: September 20, 2021