

PROXIBID, YOUR PRIVACY AND POLICY ACCEPTANCE

Your privacy is one of our highest priorities and we want to be open about the information we collect from you, how it's used and your rights regarding your information. Our Privacy Policy is intended to help you make an informed choice about your information when you use our website or if you choose to create an account on our platform.

Our Privacy Policy applies to all information collected by or supplied to Proxibid, Inc., for the purpose of viewing our website and using services offered under our platform. By creating a Buyer or Seller account directly on our site or through a website using our integrated product offerings, you're consenting to the practices described in this Privacy Policy.

Note that except disclosed in our Privacy Policy, we do not sell, trade, rent or otherwise share your personal information to third-parties unless you provide express permission to do so.

BASIS ON WHICH WE PROCESS PERSONAL DATA

Personal data we hold about you will be processed either because:

- You have consented to the processing for the specific purposes described in this notice;
- The processing is necessary in order for us to comply with our obligations under a contract between you and us; or
- The processing is necessary for pursuit of a *legitimate interest*. A legitimate interest in this context means a valid interest we have or a third-party has in processing your personal data which is not overridden by your interests in data privacy and security.

INFORMATION COLLECTION, USE AND SHARING BASICS

When You're a Buyer

We collect information from each user who creates a Buyer's account directly on the Proxibid platform or through an independent website using our integrated services.

When creating a Buyer's account or in using our website and services, you may be asked to provide or we may collect the following personal data:

- General contact information including your name, residential, billing and shipping addresses, email address and phone number
- Financial and payment information for the purpose and opportunity to purchase goods through varied sales events or formats offered on our platform which may include credit card details
- Date of birth
- Photographic proof of identity, current proof of address and your social security number for identification or authentication reasons
- Log-in details and other information you may provide for the purposes of setting up an account with us;
- A record of any correspondence between you and us;
- Replies to any surveys or questionnaires that we may use for research purposes;
- Details of your visits to the platform, the resources and pages that you access and any searches you make;
- Your purchase and bidding history;
- Any information we may require from you when you report a problem or complaint;

As a Buyer, the above information is collected and we ask you to provide the information to help us provide you with a better service. You do not have to supply any personal information to us but our platform and services may not be operable in practice without providing data to us.

When You're a Seller

We collect information from each company (*Seller*) that creates an account to use our services to sell goods on the Proxibid platform or through an independent website using our integrated services. Prior to creating a Seller's account, you may be asked to complete an application and supply certain information or documentation. This may include

information related to your company, general contact information and in some cases, specific business-related documents or registrations.

You may also be asked to provide detailed financial information for billing purposes or if you choose to use our payment processing services.

What You Need to Know

Items and events offered on our platform are supplied by independent Sellers. We maintain the internet interface, services and any information provided to us to enable Sellers and Buyers to transact. To enable transactions:

If you create an account to use our platform (which includes any of our integrated service offerings) as a Buyer, we will disclose your information to Sellers. Your information is disclosed to Sellers when you register to participate in events, make purchase offers for items or buy items at a fixed price. This will include where you have registered for an event or made purchase offers but did not ultimately purchase any goods from that Seller. We will also securely transfer your payment information to a Seller when you are successfully awarded items for purchase and if that Seller is using our payment processing services.

Sellers may use the information we provide to directly contact registered Buyers prior to, during or after an event or purchase. In some cases, a Buyer may receive marketing materials directly from a Seller. The processing of your personal information by a Seller will be subject to that Seller's own policies and procedures and you should contact the Seller if you wish to see their privacy notice. Please see the Accessing and Managing your Account Information section below for more details.

We, Proxibid, use your information to correspond with you about our platform, your account and your activities involving our site. We may contact a Seller or Buyer using the information they provide to inquire about current or previous activity they participated or engaged in while using services offered on our platform.

We automatically collect information related to your device, access points or location as well as site usage metrics for analytics and evaluation. The information we automatically collect is used to monitor and analyze your usage or activity patterns, support interactive features on our site and to manage various services related to our platform. This includes the use of Cookies to do so.

Learn More About the Information We Collect, How We Use or Share It, and Your Rights

- [More About the Information We Collect](#)
- [Understanding How We Use Your Information](#)
- [Details Related to How We Share Your Information](#)
- [Accessing and Managing Your Account Information](#)
- [Security of Your Information](#)
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More About the Information We Collect

Buyer's Accounts

To create a Buyer's account whether it's for personal or business use, we will require you to voluntarily submit certain information. When you initially create a Buyer's account, you will be required to supply your full name, email address, date of birth, a phone number, type of phone line, a billing and shipping address.

As part of completing your account registration, you may be asked to provide detailed personal financial information. For payment cards, we are Payment Card Industry (PCI) compliant and your personal financial details are stored in accordance with industry standards. You can read more detail about PCI compliance under Section 4 of our Unified User Agreement.

Depending on your geographic location, some Buyers may be asked to supply the last four digits of their Social Security or National Identification Number to verify their identity using MarketGuard™ and to determine Buyer's eligibility to participate in certain auctions.

When using a Buyer's account for business reasons, you may be asked to provide a company or business name, a tax exemption identification number or dealer identification number.

Prior to participating in events or making a purchase, you may be asked to provide valid photographic proof of identity and proof of address for shipping or billing information registered to your account to Proxibid or by a Seller for authentication purposes.

Seller's Accounts

Prior to creating a Seller's account with us, you may be asked to complete and submit a merchant application. During the application process, you will be asked to voluntarily provide certain information or documents we've outlined below:

- Company-specific details such as name, business type (*structure*), contact information and if applicable, the name of the parent company and DBA (*Trade Name*)
- Business Tax Identification or Reference Numbers
- Information relevant to a company's business such as types of goods sold, current or historical web presence, transaction volumes, average transaction values or source of goods sold
- Full name and contact information for the individual completing the application process
- Copies of applicable documents such as business origination or registrations, auctioneers name or licensing, and auction association affiliations
- Seller's completing merchant applications as Sole Proprietors or Traders may be required to supply photographic proof of identity with their completed application

When a Seller's account is created, we will require you to supply or confirm the following information voluntarily:

- Company or Seller Name
- Business address, including city, state, country and postal code
- If applicable, a primary business phone number, email address, fax number and company URL
- Contact names and detailed contact information for identifying business roles to help us manage your business with us

Information We Automatically Collect

In addition to information provided directly to create an account and using services offered under our platform, we automatically collect information related to computer networking interfaces including your internal and external IP address, geo-location, host name, as well as browser type and version.

Along with computer networking interface information, we collect information about your computer or device including the type, the ID, computer and operating system (OS) usernames, and your home directory. We also gather details related to your OS including the version and patch level, details related to its architecture, time zone settings, and country. Hardware related information we collect includes the processor core, details related to available CPUs and screen sizing.

When using certain applications our site, we collect information related to Java runtime, vendor, version as well a JVM name and version.

Understanding How We Use Your Information

Your Personal Information and How We Use It

The information you provide us with enables you to register with us and create an account on our platform. We use your information in such circumstances (i) in respect of the performance of a contract with you and (ii) because it is necessary for our legitimate interests to obtain necessary information in order to provide our services.

The information enables you to utilize our services, use and engage with the platform, register for events, bid at auctions, engage with Sellers (including when participating in and being unsuccessful in an auction) and complete transactions with Sellers. We use your information in such circumstances (i) in respect of the performance of a contract with you and (ii) because it is necessary for our legitimate interests for running our business and the platform; to provide you with services requested; and, in the case of disclosing information to Sellers when you have been unsuccessful in their auction event, ensures that you continue to best benefit from using the platform.

The information you provide lets us know who you are, how to contact you and any preferences you have provided around language, and consumer interests specific to our site. We also use the details you provide us with for internal auditing and reporting purposes and so that we can analyze how our services are being used.

The information you supply to us provides you with a mechanism for receiving or requesting information from us related to your Proxibid account. We also use the information to provide support related to your account and any associated activity. Relevant contact details may be shared between Buyers and Sellers to exchange communications to complete transactions. Communications refers to emails, phone calls or other electronic formats such as text messaging or site-based messaging centers.

We, Proxibid, also use the information you supply to us and your site usage history to contact you directly (*or through a partnered provider*) to ask about your experience on our site. With these inquiries, we may ask questions related to how we can improve our services or site design. The information also allows us to carry out internal operations such as troubleshooting, testing, research, statistical and survey purposes.

As a Buyer, your information is also used by MarketGuard™, our proprietary risk mitigation process. This process takes into consideration information you supply to us, your site usage history and information gathered through our partnered services to determine amongst other things, authenticity of personal or financial details you register to your account, assign an eligibility score to participate in sales events or purchase goods and to manage or reduce fraud risks associated to our users. Your information and eligibility score is used internally and externally by Sellers with Proxibid's prior authorization, to allow or limit your ability to participate in sales events or purchase goods.

In respect of the previous four paragraphs we use your information in such circumstances (i) in respect of the performance of a contract with you and (ii) because it is necessary for our legitimate interests (for running and developing our business, provision of administration and IT services, network security, to prevent fraud and in the context of a business reorganization).

Cookies

When you use our website, small data files known as Cookies are placed on your computer or device for record keeping. Using Cookies allows us to track and measure your historic and current activity on our site. They also allow us to tailor certain elements of your site experience through understanding previous history and information you knowingly provided to us. Certain features or functions of our site are reliant on Cookies and may not function properly if they are disabled or declined.

If you continue to use the website having seen this privacy policy on the website then we assume you are happy for us to use cookies. You are free to disable, decline or delete these Cookies from your computer or device if you're able to do so. To manage your Cookie preferences, refer to your computer, device or browser settings.

Public Forums

We may provide you with forums for communications such as chat rooms, message boards or news groups. It's important to note that these avenues of communications become public information and you should exercise caution as it relates to disclosing your personal information. We are not responsible for the content in such forums and we may monitor interactions or communications, but are under no obligation to do so.

Children's Privacy

We understand the importance of children's privacy in the interactive, online world and do not intentionally target or solicit to minors. Minors, depending on laws local to you, and their ability to provide consent or enter into agreements may be defined differently. Depending on geographic location, this ranges in age from thirteen (13) to under eighteen (18). In some instances, external links are provided to us and appear on our site. These sites are external to ours, may solicit to individuals of minor age and are not governed by our Privacy Policy. Generally, these external sites will (*should*) have their own privacy policies.

Details Related to How We Share Your Information

We will only disclose your information consistent with the terms outlined in our Privacy Policy. This section of our Privacy Policy details the ways in which we disclose your information.

Buyers, Your Information and Sharing It with Sellers

As a Buyer, we provide Sellers with the information necessary to engage in and conclude transactions with you. Your full name, contact details and last four digits of your registered financials are made available to Sellers. This information is made available to Sellers when you choose to register for a sales event they're offering or purchase goods from them.

Sellers may use the information to contact you or send you communications prior to, during or after a transaction. Sellers may export files containing your information, excluding any personal financial details you've provided to us, for their business activities involving or related to our website.

As a Buyer, you acknowledge that we, Proxibid, are transferring your information to Sellers to conclude transactions on our platform. Once we transfer your information, you understand that your information is governed by a Seller's Privacy Policy including any Opt-out mechanisms.

Sellers, Your Information and Use of Buyer Information

As a Seller, your company information and contact details are made available to Buyers. Your information may be provided on our site as part of your company listing, your sales event or items listings, invoicing (*if using Proxibid's service*) and in external communications. Buyers may use the information to contact you prior to, during or after a transaction.

You acknowledge that we, Proxibid, are displaying and transferring your information to Buyers to conclude transactions on our platform. Additionally, due to the nature of the internet, once we display or transfer your information, you understand that it may be stored, captured or shared outside of our website.

When you're a Seller, we transfer Buyer information to you to manage your business activities stemming from your use of our website. Because we provide you with personally identifiable information for Buyers, it's recommended that you consider and be prepared to provide an explanation of how their information may be used. This may include considerations such as how a Buyer can provide or remove their consent to any communications outside of processes associated with concluding transactions.

Disclosure to Third Parties and External Links

In addition to disclosing information to Sellers in the manner described above, our information may be disclosed to unaffiliated third-parties such as vendors and service providers we've engaged to perform services or functions on our behalf. This includes both personally identifiable and non-identifiable information. These third-parties are obligated to use the information we share for the specific purpose of providing their services to us. We may also disclose your information to investigate and enforce violations our Unified User Agreement, protect our rights or resolve disputes between users.

We may also disclose your information to IT support providers who may assist in the provision of the platform and our services.

Where we carry out research to gain an insight into the use of our services, the results of this research (but not your personal data itself) may be transferred to interested third parties.

Our site may contain links to other internet websites and our policy only addresses the use and disclosure of information we collect from you. Because we do not control these third-party sites, you are subject the privacy policy of the website as well as any of their privacy practices. We strongly suggest that you visit the privacy policy of those websites to learn about the collection and use of your personal information.

As our company continues to mature, it's possible that our company all or a substantial part of our assets will be included as part of a partial or actual sale, merger, transfer, or exchange. As our customer, your information will be considered part of our transferrable business assets.

Third Party Analytics Services

Our site uses external third-party analytics platforms to track, measure and analyze site-related traffic and interaction. This includes traffic and interaction related to display advertising as well as various features of our website. We use information derived from Cookies placed by these third-party services and may couple it with non-identifiable consumer information such as age, gender or geographic location to understand consumer interest. We collect and analyze for business purposes such as marketing and tailoring site experience. We do not, nor will we, merge your personal identifiable information with non-identifiable information unless we receive your direct consent.

The ability of these services to use and share information related to your engagement with our website is restricted and governed by the providers Privacy Policies. You can prevent these services from tracking your return visits or delivering content related to your website by adjusting your browser settings (e.g. – *disabling specific Cookies, opting-out of services, etc.*). Or, you can also use the Network Advertising Initiative (NAI) Consumer Opt-Out Tool to opt-out from internet-based marketing tracked or managed by participating vendors.

Our site, partnered sites or services, and apps use Google Analytics. You can learn more about how Google uses your data when using our site, partner sites or apps here: <https://policies.google.com/privacy/partners>.

Disclosure as Required by Law

We may be required to disclose personally and non-personally identifiable information to third-parties pursuant to legal requests. Legal requests may be in the form of subpoenas, court orders or other legal processes initiated by law enforcement, government agencies or third-parties. Also, we may at our sole discretion, disclose personal information as necessary to comply with laws, prevent or manage loss or physical harm and report suspected illegal activity.

Accessing and Managing Your Account Information

Managing Your Account Information

Buyers and Sellers can obtain access and manage their account related information by accessing your active account on our site. By accessing your profile, you can review, update and correct your information. You may also manage various communications preferences from the profile of your account.

Communications Consent (Opting In and Opting Out)

When you create an account, you're provided with an opportunity to opt-in to receiving communications from Proxibid related to events, items, and certain account related account activities. We deliver these communications to you via email, text messages or other electronic formats.

We send direct marketing emails related to events and items to you. If you have opted into receiving these emails, you can opt-out by using the unsubscribe link provided the emails. Or, you can contact us at support@proxibid.com to request that we remove you from our mailing lists. Please note that if you opt out of communications from Proxibid, you may still receive event or item related communications directly from Sellers. To remove your consent for these communications you will need to contact the Seller directly or use the available opt-out mechanisms they've provided.

With SMS text messaging, telecom carriers may have additional charges for messages sent or received. If you choose to receive text-based messaging, you agree that you're solely responsible for of any such charges. The frequency and volume of text-based messaging will vary based on user-identified subscription choices. Preferences related to text messaging may be adjusted directly through accessing your account online, or texting STOP (to 25884) or HELP (to 258841).

Closing Your Account and Retention of Your Data

You may close your account when in good standing and we will mark your account as closed within our database.

Our current data retention policy is to delete or destroy (to the extent we are able to) the personal data we hold about you in accordance with the following:

Category of personal data	Length of retention
Personal data processed in relation to a contract between you and us	10 years from either the end of the contract or the date you last used our platform or services, being the length of time following a breach of contract in which you are entitled to make a legal claim.
Personal data held on marketing or business development records	7 years from the last date on which a data subject has interacted with us.

Records relevant for tax purposes	8 years from the end of the tax year to which the records relate
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For any category of personal data not specifically defined in this Notice, and unless otherwise specified by applicable law, the required retention period for any personal data will be deemed to be 20 years from the date of receipt by us of that data.

The retention periods stated in this Notice can be prolonged or shortened as may be required (for example, in the event that legal proceedings apply to the data or if there is an on-going investigation into the data).

We review the personal data (and the categories of personal data) we are holding on a regular basis to ensure the data we are holding is still relevant to our business and is accurate. If we discover that certain data we are holding is no longer necessary or accurate, we will take reasonable steps to correct or delete this data as may be required.

If you wish to request that data we hold about you is amended or deleted, please refer to clause [INSERT] below, which explains your privacy rights.

Your Privacy Rights under the General Data Protection Regulation (European Union Member Countries Only)

If you are located within the European Union, you have the following rights in respect of the personal data we hold about you:

<i>The right to be informed</i>	You have a right to know about our personal data protection and data processing activities, details of which are contained in this notice.
<i>The right of access</i>	You can make what is known as a Subject Access Request (SAR) to request information about the personal data we hold about you (free of charge, save for reasonable expenses for repeat requests). If you wish to make a SAR please contact us as described below.
<i>The right to correction</i>	Please inform us if the information we hold about you is incomplete or inaccurate in any way and we will update our records as soon as possible, but in any event within one month. We will take reasonable steps to communicate the change to any third parties to whom we have passed the same information.
<i>The right to erasure (the 'right to be forgotten')</i>	Please notify us if you no longer wish us to hold personal data about you (although in practice it is not possible to provide our service without holding your personal data). Unless we have reasonable grounds to refuse the erasure, on receipt of such a request we will securely delete the personal data in question within one month. The data may continue to exist in certain backup, but we will take steps to ensure that it will not be accessible. We will communicate the erasure to any third parties to whom we have passed the same information.
<i>The right to restrict processing</i>	You can request that we no longer process your personal data in certain ways, whilst not requiring us to delete the same data.

<i>The right to data portability</i>	You have right to receive copies of personal data we hold about you in a commonly used and easily storable format (please let us know a format which suits you). You may also request that we transfer your personal data directly to a third party (where technically possible).
<i>The right to object</i>	Unless we have overriding legitimate grounds for such processing, you may object to us using your personal data for direct marketing purposes (including profiling) or for research or statistical purposes. Please notify your objection to us and we will gladly cease such processing.
<i>Rights with respect to automated decision-making and profiling</i>	You have a right not to be subject to automated decision-making (including profiling) when those decisions have a legal (or similarly significant effect) on you. You are not entitled to this right when the automated processing is necessary for us to perform our obligations under a contract with you, it is permitted by law, or if you have given your explicit consent.
<i>Right to withdraw consent</i>	If we are relying on your consent as the basis on which we are processing your personal data, you have the right to withdraw your consent at any time. Even if you have not expressly given your consent to our processing, you also have the right to object (see above).

All Subject Access Requests and other requests or notifications in respect of your above rights must be sent to us in writing to 4411 South 96 Street, Omaha, NE 68127.

We will endeavor to comply with such requests as soon as possible but in any event, we will comply within one month of receipt (unless a longer period of time to respond is reasonable by virtue of the complexity or number of your requests).

Security of Your Information

Protecting Your Information

We will take all reasonable steps to ensure that appropriate technical and organizational measures are carried out in order to safeguard the information we collect from you and protect against unlawful access and accidental loss or damage. These measures may include (as necessary):

- Protecting our servers by both hardware and software firewalls;
- Locating our data processing storage facilities in secure locations;
- Encrypting all data stored on our server with an industry standard encryption method that encrypts the data between your computer and our server so that in the event of your network being insecure no data is passed in a format that could easily be deciphered;
- When necessary, disposing of or deleting your data so it is done so securely;
- Regularly backing up and encrypting all data we hold.

We will ensure that our employees are aware of their privacy and data security obligations. We will take reasonable steps to ensure that the employees of third parties working on our behalf are aware of their privacy and data security obligations.

This notice and our procedures for handling personal data will be reviewed as necessary.

While we have security measures in place to safeguard your personally identifiable information and your online transactions, the transmission of information via the internet is not completely secure and we cannot be responsible for third-parties gaining access to your information outside of our platform. If you become aware of a breach of your data or have questions about the security of our site, please contact us at privacy@proxibid.com.

Privacy Shield and US-Swiss Safe Harbor Participation

In accordance with our commitment to protect personal privacy, we comply with the US-EU Privacy Shield Framework and the US-Swiss Safe Harbor Framework as set forth by the US Department of Commerce regarding the collection, use, and retention of personal information from European Union member countries and Switzerland. We have certified that we adhere to the Privacy Shield and Swiss Safe Harbor Privacy Principles of notice, choice, onward transfer, security, data integrity, access, and enforcement.

These principles and FAQs may be found at: <https://www.privacyshield.gov/Program-Overview> and <http://2016.export.gov/safeharbor/swiss/index.asp> respectively.

EU-US Privacy Shield

We participate in the US Department of Commerce's EU-US Privacy Shield and have certified that we adhere to the EU-US Privacy Shield Principles. We are subject to the investigatory and enforcement powers of the Federal Trade Commission. For more information about the EU-US Privacy Shield Framework, visit the US Department of Commerce's Privacy Shield website at <https://www.commerce.gov/privacyshield>.

Data Breaches

If personal data we hold about you is subject to a breach or unauthorized disclosure or access, we will report this to the Information Commissioner's Office (ICO) (or the equivalent public body/office in the relevant territory where the breach has occurred) and/or our data protection officer (if one has been appointed).

If a breach is likely to result in a risk to your data rights and freedoms, we will notify you as soon as possible.

Dispute Resolution

If you choose to visit our website and create an account to use our services, your visit and any dispute over privacy is subject to this Privacy Policy and our Unified User Agreement, including limitations on damages and application of the law of the State of Nebraska

If you believe your complaint has not been adequately addressed by us, you may raise any concerns with PrivacyTrust, and they will serve as a third-party contact to facilitate resolution of any dispute.

Policy Amendments and Update Notifications

We periodically review our privacy practices and our Privacy Policy is subject to change. We reserve the right to amend our Privacy Policy at any time, posting the revisions on our website. The information we collect for your use of our platform are subject to the Privacy Policy at the time you create an account. If we update our Privacy Policy we will endeavor to email you about the forthcoming update and will make it available on our website.

If you have questions or concerns about our Privacy Policy, please contact us at privacy@proxibid.com.

This Privacy Policy is not intended to and does not create any contractual or other legal rights in or on behalf of any party.

Our Privacy Policy was Last Updated On

May 14, 2018