

Privacy Policy

Updated: July 9, 2024

Provation Software, Inc. (“Provation” or “we” or “our”) has developed this Privacy Policy to demonstrate our commitment to your privacy on the Internet. This Privacy Policy applies to the information gathering and dissemination practices for the www.provationmedical.com website (“Website”) operated by Provation and its affiliates that link to it.

This Privacy Policy is designed to inform you about the types of information that we may collect from or about you when you visit the Website. It explains how we use and disclose that information and your rights in relation to such information. The process for notifying you of any changes to our Privacy Policy is discussed at the end of this document. Each time you visit the Website, the current version of this Privacy Policy will apply. We encourage you to frequently review our Privacy Policy and note the last updated date listed at the top.

This Privacy Policy only applies to the information we collect relating to your access and use of the Website through a computer or other electronic device including, but not limited to, a mobile phone or tablet.

The Website may also contain links to websites or applications operated by others (i.e. third parties). This Privacy Policy does not reflect the privacy practices of those third-party sites and applications, and we encourage you to consult their respective privacy policies to learn about their privacy practices.

The terms and conditions of this Privacy Policy apply only to the extent that they are compliant with the applicable laws, including current and future European Union regulations, governing the processing of personal data, the use of cookies, and direct marketing.

Information We Collect

- Personal Information

When you use the Website, we may ask for or receive “Personal Information” about you. Personal Information is information that enables us to identify you or information that relates to you. Personal Information may include your name, physical address, email addresses, telephone numbers, online identifiers, location data, behavioral or demographic attributes, past transactional behavior on the Website, and information obtained from third parties. Information that is publicly available or viewable (e.g., in online forums or publicly available in social media) is not considered Personal Information under this Privacy Policy.

You are under no obligation to provide us with Personal Information, but your refusal to do so may prevent you from accessing and using certain features of the Website.

- Other Information

Like most websites, when you use the Provation website, we collect “Other Information” which does not, on its own, reveal your specific identity or directly relate to you as an individual. We use this Other Information to provide you with a personalized experience, to deliver the information, services, resources and products that are most relevant and useful to you and as described below.

In some instances, we may combine the Other Information we collect with Personal Information to better understand your interests and to help us maintain data accuracy and provide and enhance the Website. If we combine Other Information with Personal Information, we will treat the combined information as Personal Information.

We only share Personal Information as described in this Privacy Policy or as required by law.

How We Collect Information

We and our third-party service providers may collect both Personal Information and Other Information from the following sources:

- Direct Interactions

We may require you to register before using certain aspects of the Website. You may be asked to provide us with Personal Information to complete the registration. We may also collect Personal and/or Other Information from your use of the Website as well as other activities such as progression through certain content, submission of forms, notes, questions and surveys, or other transactions.

- Data from Third Parties

We may use services provided and/or hosted by third parties, such as analytics services, to assist in providing our services and to help us understand how you use the Website. This information about your use of the Website (including your IP address) may be transmitted to, and stored at, our data warehouses or our vendors’.

We may send you emails which could contain certain cookies, web beacons and tokens which enable us to, among other things, determine whether you have opened or forwarded the email and/or clicked on links contained in the email. We use this information to customize messages you may receive, even after you have closed the email, and to determine whether you have made any inquiries in response to the email. These technical methods may enable us or our third-party vendors to collect and use information in a form that is personally identifiable.

Our partners may collect information directly from your device, such as your IP address, device ID and information about your browser or operating system, may combine the Personal Information and Other Information we have about you with information from other sources, and may place or recognize a unique cookie on your browser.

- Automated Tracking Technologies

We may automatically collect information about your use of the Website through the technologies described below. The following descriptions are designed to provide you with additional detail about our current approach to information collected from automated tracking technologies.

Web Utilization Data. Our servers automatically capture and save Web Utilization Data. Examples of such information include:

- Your unique Internet protocol address;
- The name of your unique Internet service provider;
- The city, state, and country of the IP location from which you access our sites;
- The type of browser or computer you use;
- The number of, and specific, links you click within the sites;
- The date and time of your visit;
- The web page from which you arrived to our sites;
- The web page to which you depart to from our sites;
- The pages and content you viewed on the sites;
- Your progress through any interactive content on the Website; and
- Certain searches/queries that you conducted via our sites, the activities performed, and actions taken on our sites.

Device Information. We may collect information about the computer, mobile phone, tablet or other device you use to access the Website. Such information may include your IP address, geolocation information, unique device identifiers, browser type, browser language and other transactional information.

Location Information. If you enable certain location-based features, our website may be able to deliver content based on your current location. If you choose to enable the feature, your current location will be stored locally on your device, which will then be used by our application. If you elect to have a location-based search saved to your history, we will store that information on our servers. If you do not enable the location-based service, or if an application does not contain that feature, the application will not transmit to us, and we will not collect or store location information.

“Do Not Track” Signals. Some web browsers incorporate a “Do Not Track” feature that signals to web sites that you do not want to have your online activity tracked. However, these web browsers communicate “Do Not Track” signals differently, making it unworkable to consistently honor such requests. As a result, our website is not designed to respond to “Do Not Track” signals.

- Cookies

In order to offer and provide a customized and personal service, we may use cookies to store and help track information about you. Cookies are pieces of data that are sent to your browser from a web server and stored on your computer's hard drive.

However, if you prefer, you can set your browser to either notify you when you receive a cookie or to refuse to accept cookies. You can also choose to delete our cookies after visiting our website using your browser's anonymous usage setting.

For detailed guidance on how to control or delete cookies, we recommend you visit <https://www.aboutcookies.org>. Some features of our sites and applications may not function properly if you decline or disable Internet cookies while using the Website.

Some of the types of cookies we may use are:

ABSOLUTELY NECESSARY COOKIES. These are cookies that are required for the operation of the Website. They include cookies that enable you to log into the Website's secure areas, use a shopping cart or make use of electronic payment services.

PERFORMANCE COOKIES. These are cookies that allow us to recognize and count the number of visitors and to see how visitors move around the Website. This helps us to improve how the Website works.

FUNCTIONALITY COOKIES. These are cookies that are used to recognize you when you return to the Website. This enables us to personalize our content and remember your preferences (for example, your choice of language or region).

TARGETING AND ADVERTISING COOKIES. These are cookies that record your visits to the Website, the pages you have visited and the links you have followed. Our targeting and advertising cookies collect information about your website browsing history in order to make advertising of our services more relevant to you and your interests. They are also used to limit the number of times you see an advertisement as well as help measure the effectiveness of an advertising campaign. Please see our “Interest-based Advertising” section below for more information about your choices regarding our, and our vendors’, use of these cookies.

The information stored in the Cookies from our Website (i) is used internally by us and our affiliates, and (ii) may be used and managed by third parties at our request to provide services, including advertising services relating to our products and services, and to improve the Website and the experience of the user browsing our website.

How We Use Information

- Personal Information

We use Personal Information (unless otherwise restricted by law), for the following purposes:

Provide and Personalize the Website. We may use your Personal Information to help create and personalize content on the Website, facilitate your use of the Website, improve quality, track marketing campaign responsiveness, and evaluate page response rates.

Reporting. We may use your Personal Information to create utilization reports regarding the usage of the Website.

Provide Targeted Advertising. We may use your Personal Information,

including demographic preference and other similar information, to allow targeted advertising of our services to you. This means users see advertising that is most likely to interest them. This improves both the viewer's experience and the effectiveness of the ads. Please see our “Interest-based Advertising” section below for more information.

Surveys and Polls. We may use the Personal Information you provide us when participating in a survey or poll for marketing or market research purposes.

Research, Development and Internal Purposes. We may use your Personal Information for internal purposes such as system administration, risk analytics, compliance, auditing, and data analysis. We may use your Personal Information for internal research and development purposes, to create new products and services, and to test and improve the quality of our Website.

Customer Support. If you contact us for customer support, we may ask you to provide Personal Information to verify your identity and other information about your computer, mobile phone, tablet or other device and about the issue you are trying to resolve. This information may be necessary to help us address the issue you are experiencing. We may record your requests and our responses for quality control purposes.

Legal Obligations. We may disclose your Personal Information as we believe necessary or appropriate: (i) under applicable law, including laws outside your country of residence, (ii) to comply with legal process, either within or outside your country of residence, (iii) to respond to requests from public and government authorities, including public and government authorities outside your country of residence, for national security and/or law enforcement purposes, (iv) to enforce our terms and conditions, and (v) to allow us to pursue available remedies or limit the damages that we may sustain.

- Other Information

We may use, transfer, and disclose Other Information we collect for any purpose, except where applicable law requires otherwise. If we are required to treat Other Information as Personal Information under applicable law, then we will only use it in the same way that we are permitted to use and disclose Personal Information.

How We Share Information

- Personal Information

We share Personal Information to further our business operations and as described below. Provided that Personal Information shared excludes SMS opt-in data & consent records, we may share Personal Information with the following third parties:

Service Providers. We may disclose your Personal Information to third parties that perform certain functions on our behalf, such as to provide analytics and site usage information, process transactions and payments, provide outsourced help with the operations of the Website functions, provide marketing and promotional assistance, and provide other services related to the operation of our business. In such cases, however, we require that such authorized third-party service providers institute safeguards to protect the confidentiality of your Personal Information.

Marketing Partners and Vendors. We may share your Personal Information with third parties to develop, deliver and report on targeted advertising of our services either online or in emails sent by us, or our marketing partners, to you. Please see our “Interest-based Advertising” section for more information on how these third parties may use your information. We may also share your Personal Information with third parties for suppression purposes so that you will not receive advertising materials or otherwise be contacted by such vendors if you have requested not to receive marketing communications from us or if certain marketing campaigns are not otherwise applicable to you. In such cases, however, we require that such authorized third-party service providers institute safeguards to protect the confidentiality of your Personal Information and use it only for suppression purposes.

Affiliates. We rely on our affiliates to support our products and services and we share some of our back-office functions with these affiliates. Our affiliates all agree to follow applicable law and our privacy policies related to the treatment of any Personal Information they may access or receive from us.

Legally Required Sharing. We may disclose information about you (i) if we believe in good faith that we are required to do so by law or legal process, (ii) to law enforcement authorities or other government officials, or (iii) when we believe disclosure is necessary or appropriate to prevent physical harm or financial loss, or in connection with an investigation of suspected or actual fraudulent or illegal activity.

Business Transfers. We reserve the right to transfer Personal Information to a purchaser or successor entity in the event of a sale or any other corporate transaction involving some or all of our business.

- Other Information

We may share Other Information we collect for any purpose unless prohibited by law. Provided that Other Information shared excludes SMS opt-in data & consent records, we may share aggregated, anonymous Other Information, such as aggregated statistics, usage information and demographic data with third parties, including advisors and advertisers. When we provide this Other Information, we perform appropriate procedures so that the data does not identify you.

Interest-Based Advertising

We use cookies and other similar automated tracking technologies to show targeted ads of our services on your device(s). These ads are more likely to be relevant to you because they are based on inferences drawn from location data, web viewing data collected across non-affiliated sites over time, and/or other application use data. This is called "Interest-based Advertising". In addition, we may engage third parties to collect data on our website and combine this data with information collected from other websites for purposes set forth herein, including Interest-based Advertising as described above in our "Third Party Collection of Information" section.

If you would like to learn more about this type of advertising or would prefer to "opt out" of having your information used for website Interest-based Advertising (if possible), you may visit <https://www.aboutads.info/choices> and <https://www.aboutads.info/appchoices>.

"SHARE", "SOCIAL MEDIA", OR "EMAIL A FRIEND" FUNCTIONS AND PUBLIC FORUMS

We may offer certain "share", "social media" or "email a friend" functionality on our Website. If you choose to use any of these functions, we and/or the third-party social media network may collect certain information about you depending on the function you use. With respect to the "email a friend" function, we will collect the contact information that you enter for your friend in order to send your friend a one-time email with the information you specified or inviting him or her to use the Website. We use your friend's contact information for the sole purpose of sending this one-time email and we do not retain the information. With respect to the social media function (such as allowing you to post information about your activities or share your information with others on a social media site), the collection and use of information by and your interactions with the third-party social media network will be governed by the privacy policy of the company providing those social media features.

Sections of the Website may provide public forums or other areas where you can communicate with others and publicly post information. All the information (including any of your personal data) that you post will not be private and will be accessible to anyone with Internet access, and may be read, collected, and used by others. You should use caution when posting any personal data to these public areas.

Security Measures

We have implemented numerous security features designed to help protect your Personal Information from accidental loss and from unauthorized access, use, or disclosure. A secure server encrypts information a visitor inputs before it is sent to us and is also used to securely store Personal Information. Please be advised, however, that while we have endeavored to create a secure and reliable Website for users, the confidentiality of any communication or material transmitted to/from us via the Website or e-mail cannot be guaranteed. We cannot guarantee that unauthorized persons will always be unable to defeat our security measures. Accordingly, we, and our affiliates, are not responsible for the security or confidentiality of information transmitted or accessible via the Website, email or the Internet.

Data Storage

We may store and process your Personal Information in systems located outside of your home country, including North America, Australia, and New Zealand NZ]. Regardless of where storage and processing occur, we take appropriate steps to ensure your information is protected, consistent with the principles set forth under this Privacy Policy.

Retention and Deletion

We keep your Personal Information: (i) for as long as needed to provide you with our products or services, (ii) as needed for the purposes outlined in this Privacy Policy, (iii) as necessary to comply with our legal obligations (such as to honor opt-outs), resolve disputes, and enforce our agreements, and (iv) to the extent permitted by law.

International Transfer

Please note that, unless otherwise prohibited, Personal Information may be transferred, accessed and stored globally as necessary for the uses and disclosures stated above in accordance with this Privacy Policy. By providing your Personal Information you give express consent to transfer your Personal Information to our affiliates globally and to third party entities that provide services to us.

Special Information For Parents

The Children's Online Privacy Protection Act (COPPA) protects the online privacy of children under 13 years of age. We do not knowingly collect or maintain information from anyone under the age of 13, unless or except as permitted by law. Any person who provides information through the Website represents to us that he or she is 13 years of age or older. If you believe we have collected, or if we otherwise learn that information has been collected from a user under 13 years of age on or through the Website, then we will take the appropriate steps to cause this information to be deleted. If you are the parent or legal guardian of a child under 13 who has become a member of the Website or has otherwise transferred information to the Website, please contact us as specified in the How to Contact Us section below to have that child's account terminated and information deleted.

Your Rights Regarding Your Information

You can contact us regarding this Privacy Policy at the following link:

<https://fortive-privacy.my.onetrust.com/webform/621e5a24-4a48-4985-9286-c0aef822c02d/dfd6a211-ce24-44ce-ae9b-4fdaee737a4f>

- Opt-Out Right

Although we have a right to use your Personal Information to provide you with the information and services you acquire from us, including if you register as a user for our services and/or to pay for our services, you may opt out of having your Personal Information (i) collected by us if you do not elect to register with a user account to acquire or pay for our services, (ii) used by us for certain secondary purposes, or (iii) used by us to send you promotional (i.e. marketing) correspondences, by contacting us as specified in the How to Contact Us section below; provided, however, (a) if you do not provide such information to us then you may be precluded from accessing and using the Website or using certain Website features, and (b) you may still receive automatically-generated product emails regarding maintenance of the Website. Please note that if we have a lawful business purpose to use your Personal Information or if we are required by applicable law to retain your Personal Information, then your right to opt-out of our use may be limited.

- Access To And Ability To Correct Personal Information

We strive to maintain the accuracy of the personal information collected through our Web Services. We will provide you with access to the Personal Information you provide through the Web Services for as long as we maintain that information in a readily accessible and retrievable format. We will also work with you to correct any information you submit to us.

There are additional means to correct, amend or delete (if applicable) your Personal Information or update your preferences. For example, you may update your preferences at any time. Or, if you no longer wish to receive information about our products or services, you may update your account preferences (where available), check the appropriate box when registering and/or utilize the "unsubscribe" mechanism within the communications that you receive from us.

- Transfer: Acquire

Depending on the law applicable to you (for example a resident of California under the California Consumer Protection Act ("CCPA") or a resident of the European Union under the General Data Protection Regulation), you may have the right to request that we send you or a third party a copy of your Personal Information you provided to us in a structured, commonly used and machine-readable format, enabling you to transfer such information to another party (e.g. data controller). Where technically feasible, we will handle such transfer directly to the third party you specify. To submit such a request, contact us as specified in the How to Contact Us section below.

In certain countries, including all the Member-States of the European Union, you can lodge a complaint with a supervisory authority if you believe your Personal Information has been unlawfully processed.

The access and correction provisions of this Privacy Policy only apply to Personal Information collected from you through the Website.

- If Shared

Depending on the law applicable to you (for example as a resident of California under the CCPA), you may have the right to request from us a list of the third parties with whom we have shared certain Personal Information, as defined under California Civil Code Section 1798.90(e) during the preceding year for third party direct marketing purposes. We will respond to one request per California resident per calendar year, in accordance with California Civil Code Section 1798.83. To submit such a request, contact us as specified in the How to Contact Us section below.

- Deletion of Erasure

Depending on the law applicable to you (for example a resident of California under the CCPA or a resident of the European Union under the General Data Protection Regulation), you may have the right to ask that we delete or erase your Personal Information from our Website. Please note that this right may be limited to the extent that we are required to retain such information to meet our business and legal requirements; we will comply with applicable law for such a request. To submit such a request, contact us as specified in the How to Contact Us section below.

- Our Right To Change This Privacy Policy

We reserve the right to change this Privacy Policy at any time by posting a new or revised statement. This Privacy Policy was last revised as specified in the date listed at the top of this Privacy Policy.

California Consumer Privacy Act (“CCPA”)

Provation is subject to the CCPA as modified by the California Privacy Rights Act (“CPRA”) and is required to provide privacy notices to California residents (“Consumers”) whose Personal Information we may collect. These notices must include information about the categories of Personal Information collected and also describe the rights Consumers have with respect to their Personal Information including:

- The right to know about the personal information a business collects about them and how it is used and shared;
- The right to delete personal information collected from them (with some exceptions);
- The right to opt-out of the sale or sharing of their personal information; and

- The right to non-discrimination for exercising their CCPA rights.
- The right to correct inaccurate personal information that a business has about them; and
- The right to limit use and disclosure of sensitive personal information collected about them.

While other US states have comprehensive privacy laws like the CCPA, as of this Privacy Policy revision date, none of those laws apply to Personal Information collected in the commercial/B2B and employment contexts.

CCPA requires privacy notices describing what Personal Information a business collects, the purposes for the collection, and information about disclosures of Personal Information. Additionally, a privacy notice must also inform Consumers of the rights they have with respect to their Personal Information and how to exercise them.

The CCPA requires privacy notices to be reviewed and updated every 12 months.