

### Legal Notice – Privacy Police

#### 1. Identifying Data

EVERSENS, S.L., owner of the web domain [www.evernoa.com](http://www.evernoa.com), domiciled for these purposes at CALLE TAJONAR 22, 1º, L4. 31006 PAMPLONA, NAVARRA, C.I.F. number: B71255269, and contact email: [info@eversens.com](mailto:info@eversens.com).

#### 2. Data Protection

EVERSENS, in compliance with the “Ley Orgánica 3/2018, de 5 de diciembre, de Protección de Datos Personales y garantía de los derechos digitales”, and the “RGPD”, ensures the correct use and treatment of the user's personal data. To do this, together with each form for the collection of personal data, in the services that the user may request from EVERSENS, SL, the user will be informed of the existence and acceptance of the particular conditions of the treatment of his data in each case, being also informed about the responsibility of the created file, the address of the responsible, the possibility of exercising his/her rights, the purpose of the treatment and the communication of data to third parties, where appropriate.

#### 3. Cookies

Likewise, EVERSENS, S.L informs that it complies with the “Ley 34/2002 de 11 de julio, de Servicios de la Sociedad de la Información y el Comercio Electrónico” and will request your **express consent** to the processing of your email for commercial purposes at all times, use of Cookies and the activity file.

The provider on his own account or that of a third party contracted to provide measurement services, may use cookies when a user browses the website. Cookies are files sent to the browser by means of a web server in order to record user activities during their browsing time.

The cookies used by the website are only associated with an anonymous user and his computer, and do not, by themselves, provide the user's personal data.

Through the use of cookies, it is possible that the server where the web is located, recognizes the web browser used by the user in order to make browsing easier, for example, allowing access to users who have been registered previously, access the areas, services, promotions, or contests reserved exclusively for them without having to register on each visit.

They are also used to measure the audience and traffic parameters, monitor the progress and number of entries. The user has the possibility to configure his browser to be notified of the reception of cookies and to prevent their installation on his computer. Please consult the instructions and manuals of your browser to expand this information.

To use the website, it is not necessary for the user to allow the installation of cookies sent by the website, or the third party acting on their behalf, notwithstanding the need for the user to log in as such in each of services whose provision requires prior registration or 'login'.

The cookies used on this website are, in any case, temporary in nature with the sole purpose of making their subsequent transmission more efficient. In no case will cookies be used to collect personal data.

#### 4. IP Addresses

The website's servers will be able to automatically detect the IP address and domain name used by the user.

An IP address is a number automatically assigned to a computer when it connects to the Internet. All this information is registered in a duly registered server activity file that allows the subsequent processing of the data in order to obtain only statistical measurements that allow us to know the number of page impressions, the number of visits made to web services, the order of visits, the access point, etc.

#### 5. Security

The website uses information security techniques generally accepted in the industry, such as firewalls, access control procedures and cryptographic mechanisms, all in order to prevent unauthorized access to data.

To achieve these ends, the user / client **expressly accepts** that the provider obtains data for the purposes of the corresponding authentication of access controls.

Any hiring process or that involves the introduction of sensitive personal data (health, ideology, ...) will always be transmitted through a secure communication protocol (Https: //,...), so that no third party has access to the information transmitted electronically.

#### 6. Under age users

Children under 14 years of age must not transfer their personal data to EVERSENS, S.L without the prior consent of their parents or legal tutors.

With the publication of the "RGPD", the age is determined to consent to the transfer of personal data between the ages of 16 and 13, an issue that currently has to be defined.

In the event that EVERSENS detects users on the web who may be under 14 years of age, it reserves the right to request a copy of their ID, or, where appropriate, the authorization of their parents or guardians, causing their withdrawal in the event of not providing compliance with this requirement or the lack of response.

#### 7. Exercise of rights

At any time the web user may modify their preferences for commercial communications, as well as exercise their rights provided in the regulations, by means of a written communication addressed to EVERSENS, at the postal address of CALLE TAJONAR 22, 1º, L4. 31006 PAMPLONA, NAVARRA, or via email to [info@eversens.com](mailto:info@eversens.com). In both cases, the user must accompany a copy of their ID, passport or similar.

- ✓ ACCESS: Get confirmation if your data is being processed.
- ✓ SUPPRESSION: Get the deletion of your data.
- ✓ RECTIFICATION: Modify inaccurate, erroneous or incomplete data.

- ✓ PORTABILITY: Receive from EVERSENS S.L the personal data that is incumbent on you and transmit it to another person responsible for the treatment.
- ✓ OPOSITION: Oppose that personal data that concerns you are subject to treatment based on the fulfillment of purposes of public interest, or of legitimate interest to the person responsible.
- ✓ LIMITATION OF TREATMENT: Obtain from the data controller the limitation of data processing.

You can also use the models and forms that the AEPD portal makes available to exercise these rights.

And, if you do not wish to receive communications by email, you can exercise **your right of cancellation and opposition** by requesting your cancellation also by ordinary or electronic mail, in addition to the link you will have in each email you receive from EVERSENS, S.L.

### 8. Privacy and Personal Data Protection Policy

EVERSENS, S.L collects the information of each client / supplier / etc. for sending information.

Categories of data to which you have access:

Identifying data (Name, surname, email, telephone and Country patient identification code, date of birth, gender, predefined FeNO measurement mode, height and weight).

Health information data: (FeNO measurements, body temperature measurements, weight measurements, daily activity measurements, results of questionnaires and medications with frequency of intake).

- Purpose of data processing.

Personal data may be processed by the data controllers for the following purposes:

1.- Provision of health care: your personal data are processed to provide you with the health care you need, as well as to properly manage the health and administration services necessary for the same, for example:

- ✓ Remind you of the need of making measurements, questionnaires or medication intakes;
- ✓ Enable access to the application to allow you to view your historical data and perform other functions available in the app.

Biometric data will be processed to authenticate the user or patient.

2.- Scientific research: your data may be processed for scientific purposes, in compliance with the specific regulations in this regard.

3.- Anonymization and pseudonymization procedures: certain procedures may be applied on your data so that they are not or no longer identifiable, or so that they can no longer be attributed to a data subject without using additional information listed separately, for scientific or statistical research purposes.

4.- Attendance of requests for information, complaints, suggestions, claims, data protection rights, etc.: in these cases your data will be processed in order to manage and process the request.

5.- Fulfillment of legal obligations: it may be necessary to process personal data to comply with the corresponding legal requirements. In particular, to comply with legislation on data protection, tax, health, etc..

6.- Formalization and execution of the contract: the patient's personal data are processed for the purpose of managing the contractual relationship with the patient.

The data collected will be processed for the specified purposes and in no case in a way that is incompatible with those purposes. We remind you that the processing for scientific research or statistical purposes is not considered incompatible with the initial purpose.

- Acquired customer rights
  - ✓ Access to your personal data.
  - ✓ Request the rectification of inaccurate data.
  - ✓ Request their deletion when, among other reasons, the data are no longer necessary for the purposes for which they were collected.
  - ✓ Oppose the processing of your data for reasons related to your particular situation, requesting that they not be processed by Eversens S.L.
  - ✓ In certain circumstances, you may request the limitation of the processing of your data, in which case they will only be kept for the execute or defense of claims.
  - ✓ Withdraw, the consent given, without affecting the lawfulness of the processing that has been carried out prior to such withdrawal.
- Mobile device permissions requested from the user:

The Evernoa app mobile application may request the following sensitive mobile permissions for the purposes detailed below:

- ✓ Nearby devices: This permission is required to be able to connect to devices via Bluetooth Low Energy (BLE).
- ✓ Storage: This permission is required to allow selecting documents or images that the user needs to attach in some forms of the electronic procedures offered and to save in the device documents obtained from various sections.

- ✓ Location: This permission is required to allow scanning or searching for available BLE devices.
- Data transfers of the data controller:

EVERSENS SL informs web users that their personal data **will not be disclosed to third parties or organizations** except when the transfer of data is covered by a legal obligation or when the provision of the service implies the need for a contractual relationship with providers of services in charge of the treatment. In the latter case, the transfer of data to the third party will only be carried out when EVERSENS has **the express consent of the user** and maintains a contractual relationship with the person in charge of the treatment that guarantees its confidentiality and compliance.

EVERSENS **expressly prohibits** the user of the website from **sharing, facilitating or transferring** data from third parties, which may be obtained from the contact, interaction or browsing or consultation through this website, except if it could prove the express authorization of the user whose data it intends to transfer.

We remind web users that DATA also includes people image files. The personal image is a data protected by the regulations (Article 5.1 of the “Reglamento de desarrollo de la LOPD”). Therefore, nobody can use it **without the express consent** of the person who appears in it.

- Data retention period

Personal data will be kept for the time necessary for users to access the application.

- International data transfers

There are no international data transfers.

### 9. Applicable law

EVERSENS, S.L's **privacy policy** is governed by the following norms:

- The “Reglamento (UE) 2016/679 del Parlamento Europeo y del Consejo, de 27 de abril de 2016, relativo a la protección de las personas físicas en lo que respecta al tratamiento de datos personales y a la libre circulación de estos datos”
- The “Ley 34/2002, de 11 de julio, de Servicios de la Sociedad de la Información y de Comercio Electrónico (LSSI-CE).”
- The “Ley Orgánica 3/2018, de 5 de diciembre, de Protección de Datos Personales y garantía de los derechos digitales.”