

## **BioVid Research Participant Privacy Notice**

**Effective Date:** April 24, 2017

**Last Revised:** July 9, 2019

This Privacy Notice defines how BioVid Corporation (“BioVid”) collects, stores, uses and discloses your Personal Data (as defined below). BioVid will, and will cause its affiliates to, establish and maintain business procedures that are consistent with this Privacy Notice.

### **WE PROTECT YOUR PRIVACY**

BioVid is a leading market research company. BioVid is strongly committed to the protection of the confidentiality of Personal Data (“Personal Data”). BioVid strives to conform its privacy practices to applicable laws and regulations, and the codes of standards of applicable market and opinion survey research associations, including, without limitation, Insights Association ([www.insightsassociation.org](http://www.insightsassociation.org)) and ESOMAR ([www.esomar.org](http://www.esomar.org)).

### **INFORMATION WE COLLECT, INCLUDING PERSONAL DATA**

We only collect information for research purposes. This includes:

- survey and other research data collected from you;
- data we obtain from secondary sources that track certain kinds of data within the healthcare industry; and
- Personal Data.

We will always collect your Personal Data by fair and lawful means.

### **WHAT PERSONAL DATA DO WE COLLECT?**

Personal Data is any information relating to an identified or identifiable natural person. An identifiable natural person is one who can be identified, directly or indirectly, in particular by reference to an identifier such as a name, an identification number, location data, online identifier or to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of that person. For physicians and healthcare providers, this includes numbers such as a US Medical Education Number assigned by the American Medical Association (ME Number) or state license numbers that immediately reveal your identity.

From time to time, we may also collect Sensitive Personal Data (“Sensitive Personal Data”) that may include, but is not limited to, health and financial information.

## HOW DO WE USE YOUR PERSONAL DATA?

When you participate in one of our surveys or other research programs, we combine the information you provide with the information of all other research participants and report aggregate responses. Additionally, we may use data we collect in statistical modeling to better understand trends among the general population. When we conduct such statistical modeling, we never release your Personal Data.

We only use your Personal Data for the conduct of research and for no other purpose. We do not use the contact information we receive about you for any direct marketing activities, nor do we share your contact information with third-party vendors for the purposes of marketing activities.

We will not make your Personal Data available to any third party without your consent, unless it is for research purposes or required by law, as further specified below.

We may use Personal Data for a variety of reasons including, but not limited to:

- invite you to participate in a survey or other research program;
- validate answers you provided in a survey or other research activity;
- update our records of your Personal Data;
- manage our incentive programs and fulfill your requests for such incentives;
- allow you to participate in sweepstakes (if permitted);
- respond to any messages or requests you may send to us;
- provide service and support to you; and
- as otherwise authorized by you.

Please note that receiving email communications may be a requirement of your participation in our surveys or other research programs. You can opt out from receiving these emails by unsubscribing from the survey or other research program.

We may use a third-party agent to host our surveys or other research programs or perform other market research-related activities. Contractual agreements between BioVid and its third-party vendors ensure that your personal information will not be shared with anyone and will not be used for any other purpose without your consent.

We may disclose your Personal Data and/or survey responses or other research data to third parties as follows:

- in accordance with Insights Association guidelines, we may provide your Personal Data to a third party, including the client who commissioned the survey or research program activity you participated in, so long as such third party is contractually bound to keep the information confidential and use it only for research or statistical purposes;

- in connection with our services (including our incentives programs) to our service providers, including information technology hosting providers, cloud service providers, market research service providers, our agents, contractors or partners; provided, however, that the use of your Personal Data is limited to that required to provide services to BioVid;
- in connection with the request or requirement of any lawful request by public authorities, to meet national security or law enforcement requirements;
- pursuant to required legal process, to the related compelling party;
- when we believe disclosure is necessary or appropriate to prevent physical harm or financial loss or in connection with suspected or actual illegal activity;
- in connection with the sale, assignment, or other transfer of BioVid, in which case we will require any such buyer to agree to treat Personal Data in accordance with this Privacy Notice. In the event that a sale, assignment, or other transfer of BioVid is not consummated with a prospective buyer, we will require the third party not to use or disclose your Personal Data in any manner, whatsoever, and to completely erase the same; and
- as otherwise authorized by you.

BioVid will require others who acquire or provide Personal Data to BioVid, including those engaged to provide support services, to adopt and comply with the principles in this Privacy Notice. BioVid acknowledges its potential liability in cases of onward transfers to third parties.

We may maintain Personal Data or machine identifiable information in order to satisfy your requests and/or BioVid's business requirements. For instance, we may retain the email addresses of persons who opted out, or requested to be removed from, a survey or other research program to ensure we conform to such wishes.

## **DISCLOSURE OF ADVERSE EVENTS**

BioVid is obligated by contractual agreements with our clients to disclose any adverse event ("Adverse Event") that is reported about a drug. An Adverse Event is any adverse change of health or side effect that occurs while a person is on treatment or within a pre-specified time period after treatment has been completed. It can include anything from a minor irritant (e.g., some minor hair loss) to a more serious change in a person's health (e.g., uncontrolled vomiting).

If you disclose an Adverse Event to us, we will report to the client for whom the research is being conducted only the minimal amount of non-personally identifying information about the affected individual (whether it is you or somebody else) as is needed to satisfy the FDA's requirements about Adverse Event reporting. Unless you are also the person who happened to experience the Adverse Event, we will not solicit from your personal information about the affected individual themselves, nor will we report it if you have disclosed it to us.

As a reporter of an Adverse Event, we may disclose your name and contact information to the client for whom the research is being conducted so that they may follow up with you to obtain additional information that the FDA requires. We do this, however, only after we have obtained your consent to the disclosure and have taken reasonable steps to ensure that the client will use your contact information solely to satisfy their obligations to the FDA or other responsible regulator.

## **WHAT INFORMATION DO WE COLLECT BY AUTOMATED TECHNOLOGIES?**

As further specified below, we may automatically collect a variety of machine readable information about you, including the date and time you visited our website, the pages you visited, the website you came from, the type of browser you are using (e.g., Internet Explorer, Firefox, Safari, Chrome, etc.), the type of operating system you are using (e.g., Windows, mac OS, etc.), your Internet Protocol (“IP”) address and the domain name and address of your Internet service provider.

We may also collect the following:

- website name (full URL of the website homepage);
- date and time you visited the site;
- number of pages you viewed;
- time in seconds you spent on each page; and
- details of any website you visited before and/or after participation in one of our surveys or other research program.

Cookies:

Cookies are small text files stored on your computer by a website that assigns a numerical user ID and stores certain information about your online browsing. BioVid may use cookies on our survey site to help us recognize you as a prior user. No Personal Data is stored on any cookie that we use.

If you wish, you can adjust your web browser’s privacy settings to delete cookies upon exiting websites or when you close your browser. You may also configure your browser to block cookies; however, doing so may negatively impact your user experience when participating in one of our surveys or other research programs.

Web Beacons:

A web beacon (also known as a tag, clear gif or 1x1 pixel), consists of a small string of code that is embedded within a web page or email. There may or may not be a visible graphic image

associated with the web beacon, and often the image is designed to blend into the background of a web page or email.

BioVid, or one of our third-party agents, may use web beacons in our email messages to help determine whether our messages have been opened and to verify any clicks through to links within the email. We may use this information to determine which of our emails are more interesting to users, to improve the quality of the emails that we send and to query users who do not open our emails as to whether they wish to continue receiving them. The web beacon is deleted when you delete the email.

If you would prefer not to have web beacons in the emails that you receive, you should adjust your email program to receive messages in plain text rather than HTML. It is also possible to detect and control web beacons that are present on web pages by downloading a plug-in for your browser.

#### Log Files:

BioVid, or one of our third-party agents, may use logging throughout your survey-taking and research program experiences. When you access any of these services, our servers automatically record information that your browser transmits whenever you visit a website. These server logs may include information such as your web request, IP address, browser type, browser language, the date and time of your request and one or more cookies that may uniquely identify your browser. This information is periodically deleted as part of normal maintenance routines.

#### Digital Fingerprinting:

Digital fingerprinting technology, also known as "machine identification" technology ("Digital Fingerprinting"), can gather certain data about you and/or your computer. This data may include an IP address, as well as other data such as a computer operating system or browser version number (some of this information, such as an IP address, is considered Personal Data in some countries). This technology creates a unique computer identifier ("ID") that may be used to identify and track your participation in a survey or other research program and limit participation.

BioVid, or one of our third-party agents, may utilize Digital Fingerprinting technology to assist BioVid or our clients in ensuring the integrity of survey results by enabling us to authenticate users and to help ensure that users who participate in surveys do not exceed maximum allowable participation. In furtherance of BioVid's efforts to assist its clients in protecting and ensuring the integrity of survey results, BioVid may: (a) link a non-identifiable ID to an individual or to Personal Data of an individual; (b) share an ID with BioVid's clients and/or sample or panel providers; and/or (c) receive or obtain a unique identifier that is linked to an identified or identifiable individual. Any unique identifier(s) received or obtained by BioVid that are linked to an identified or identifiable individual will be protected in accordance with this Privacy Notice.

## **INFORMATION WE COLLECT FROM PATIENT RECORD STUDIES**

If you are a physician or other healthcare provider, we may ask you, during the course of a survey or face-to-face interview, to provide us with some information that resides in the records of your individual patients. As with any other data we collect, we use these data strictly for the conduct of research, and we apply to them the same reporting, confidentiality, and security standards that we apply to all other data that we collect from or about you.

We will not ask you to provide us with Personal Data, and we will take all reasonable precautions to ensure that you are not given the opportunity to provide us with Personal Data about any patients. Only non-Personal Data about individual patients is collected in our patient record studies. If you manage to disclose Personal Data about any patient to us, then we make sure to take all reasonable steps to securely delete that information upon its discovery.

## **DO WE COLLECT INFORMATION FROM CHILDREN?**

We do not allow individuals younger than 18 years of age to take part in our research unless verifiable consent for their participation has been given by their parents or legal guardians. Further, BioVid complies with the Children's Online Privacy Protection Act of 1998 ("COPPA"). This means that we do not allow children under 13 years of age to take part in any of our online-based research studies until we have made certain disclosures about the research to their parents or legal guardians and have then secured their verifiable consent for their child's participation.

## **WHAT SAFEGUARDS HAVE WE IMPLEMENTED TO HELP ENSURE THE SECURITY OF YOUR PERSONAL DATA?**

The security of your Personal Data is very important to us. We have put in place reasonable physical, electronic, and administrative procedures to safeguard the information we collect. Only those employees who need access to your information in order to perform their duties are authorized to have access to your Personal Data.

We cannot guarantee that all communications between us or information stored on our servers will be free from unauthorized access by third parties such as hackers, and your use of our services demonstrates your assumption of this risk.

## **HOW CAN YOU REVIEW YOUR PERSONAL DATA THAT WE HAVE COLLECTED, USED OR DISCLOSED?**

We will make available to your Personal Data in our custody or control that we have collected, used or disclosed, upon your written request, to the extent required and/or permitted by law.

To request access to Personal Data that we hold about you, we require that you submit your request in writing to the e-mail address or postal address shown below in the Contact section. When we receive an access request from an individual, we will attempt to fulfill the requested information within 30 days, including requests regarding the Personal Data we have in our possession or control about the individual, what it is being used for, and to whom it has been disclosed, if applicable.

#### **HOW DO YOU KNOW THAT THE PERSONAL DATA WE HAVE ON YOU IS ACCURATE?**

BioVid makes reasonable efforts to keep Personal Data in its possession or control is accurate and complete, based on the most recent information available to us. If you believe your Personal Data is inaccurate, you can demonstrate in writing the accuracy or completeness of the Personal Data we have on you by email to [privacy@biovid.com](mailto:privacy@biovid.com). If you successfully demonstrate that the Personal Data we have on you is inaccurate or incomplete, we will amend as required.

#### **HOW DO I OPT-OUT OF SURVEYS OR OTHER RESEARCH PROGRAMS?**

Your decision to participate in a survey or other research program, respond to any specific survey question or provide Personal Data or Sensitive Personal Data, will always be respected. You may choose whether or not to participate in a particular survey or research program or discontinue participation at any time. However, failure to provide certain information or fully participate in a particular survey may preclude you from receiving incentive compensation or participation in future certain research studies.

If you decide not to participate in a survey or other research program, you can click the 'unsubscribe' hyperlink on the website, or an email sent by BioVid, and you will no longer receive survey or other research program invitations. You can also e-mail us at [privacy@biovid.com](mailto:privacy@biovid.com).

#### **INFORMATION FOR CITIZENS OF THE EU AND SWITZERLAND ABOUT CROSS-BORDER TRANSFERS**

BioVid complies with the EU-US and Swiss-US Privacy Shield Framework as set forth by the U.S. Department of Commerce regarding the collection, use, and retention of personal information from European Union member countries and Switzerland. BioVid has certified that it adheres to the Privacy Shield Principles of Notice, Choice, Accountability for Onward Transfer, Security, Data Integrity and Purpose Limitation, Access, and Recourse, Enforcement and Liability. If there is any conflict between the policies in this privacy notice and the Privacy Shield Principles, the Privacy Shield Principles shall govern. To learn more about the Privacy Shield program, and to view our certification page, please visit [www.privacyshield.gov/list](http://www.privacyshield.gov/list).

In compliance with the EU-US and Swiss-US Privacy Shield Principles, BioVid commits to resolve complaints about your privacy and our collection or use of your personal information. European Union and Swiss individuals with inquiries or complaints regarding this privacy notice should first contact BioVid at:

BioVid  
10 Canal Street, Ste. #136  
Bristol, PA 19007  
Attn: Privacy Compliance Officer

BioVid has further committed to refer unresolved privacy complaints under the EU-US and Swiss-US Privacy Shield Principles to the INSIGHTS ASSOCIATION PRIVACY SHIELD PROGRAM, a non-profit alternative dispute resolution provider located in the United States and operated by the Insights Association. If you do not receive timely acknowledgment of your complaint, or if your complaint is not satisfactorily addressed, please <https://www.insightsassociation.org/get-support/privacy-shield-program/privacy-shield-eu-swiss-citizens-file-complaint> for more information and to file a complaint. These dispute resolution services are available at no cost to you.

BioVid is under the enforcement authority of the U.S. Federal Trade Commission. Under certain limited conditions, individuals may be able to invoke binding arbitration before the Privacy Shield Panel to be created by the U.S. Department of Commerce and the European Commission.

#### **LINKS TO THIRD-PARTY WEBSITES**

This Privacy Notice applies solely to surveys and other research programs operated by BioVid, and not to any other product or service. Our surveys or research programs may contain links to a number of third-party websites that we believe may offer useful information. The policies and procedures we describe here do not apply to those websites. We recommend that you carefully read the privacy notices or policies of each site that you visit for information on their privacy, security, data collection and distribution policies.

#### **CONTACT US**

We value your opinion. If you have questions, comments or suggestions, or if you would like to opt-out of our surveys or other research programs, please contact us at [privacy@biovid.com](mailto:privacy@biovid.com) or via mail at:

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