

Privacy Policy

Last Updated: April 23, 2024

1. General information and who we are

SUPER HOW, UAB, its office is located at Aukštaičių str. 7, LT-11341 Vilnius, Lithuania d/b/a BeMy.Digital (“BeMy.Digital”, “SUPER HOW?”, “we,” “us”, “our” or “Data controller”). These Terms of Service (“Terms”) govern your access to and use of the BeMy.Digital (the “**Website**”).

Our Policy is designed to clarify the manner in which we handle the personal information we gather from you during your use of our Website and services.

When using the Website operated by the Data Controller, the terms and conditions set out in this Privacy Policy (the “**Policy**”) shall apply each time you access the content and/or service provided by us, regardless of the device (computer, mobile phone, tablet, etc.) you use.

As the principal entity managing your personal information provided to us, BeMy.Digital adheres strictly to the processing rules set forth by the Republic of Lithuania Law on Legal Protection of Personal Data, the General Data Protection Regulation (“**GDPR**”), and other applicable legislations (all together - the “**Law**”).

It is very important that you read this Policy carefully because each time you visit a Website owned by BeMy.Digital, you agree to the terms and conditions described in this Policy. If you do not agree to these terms and conditions, please do not visit our Website or use our content and/or services.

We may change this Policy in the future and encourage you to review this Policy periodically.

Persons under the age of 16 may not submit any personal data through our Website. If you are a person who is under the age of 16, you must obtain the consent of your parents or other legal guardians before submitting personal information.

Terms used in Policy shall be understood as they are defined in GDPR.

Should you need to inquire or communicate concerns about your personal data's processing, please contact the given email: dm@bemy.digital

2. What personal information BeMy.Digital process?

Personal information encompasses any details that can be used to identify a person either directly or indirectly. This includes, but is not limited to, identifiers like names, identification numbers, location details, online identifiers, or characteristics related to an individual's physical, mental, genetic, economic, cultural, or social aspects. Different sets of information which together may allow the

identification of a specific individual also constitute personal data. What personal data we collect will depend on the purpose for which your data will be processed.

The types of personal data we gather are as follows:

1. **Identifying information** such as first and last name, postal address, email address, phone number, etc.
2. **Data mandated by laws aimed at preventing money laundering and the financing of terrorism**, including but not limited to taxpayers' number or personal identification numbers and/or birth dates, nationality, facial photographs, audio and video recordings from verification sessions, details from identity documents, copies of any documents provided, device specifications, IP addresses, and information on installed applications.
3. **Information on transactions** including the amount, date and time, and the details of the recipient (beneficiary) or sender.
4. **Interactions with us**, which cover exchanges via email or messaging platforms, and phone conversations.
5. Details pertaining to app access and usage, such as usernames, IP addresses, broad location data, and usage metrics.

Typically, the personal information we collect comes directly from you in the following situations:

1. **Throughout the process of signing up.** The information you supply upon registration is crucial for establishing a business partnership with us.
2. **As you utilize our services**, such as details regarding the transactions you conduct.
3. **Through your communications with us**, including customer support inquiries and engagements through social media platforms, etc.

In accordance with relevant Laws, we gather data from third parties, such as:

- XUMM wallet ID (optional), XRPL wallet address, payment details, transaction history.

3. Legal basis of processing of personal information

The processing of your personal information is grounded on one of these legal bases:

1. **Consent** (Article 6.1(a) of the GDPR): This applies when you have explicitly agreed to let us process your personal data for specific purposes, such as marketing.
2. **Contractual Necessity** (Article 6.1(b) of the GDPR): We need to process certain personal data to fulfill our contractual obligations to you, enabling the use of our services like the app, transaction processing, and customer support.
3. **Legal Requirement** (Article 6.1(c) of the GDPR): We are required to handle certain personal data in compliance with legal mandates that apply to us, such as for the prevention of money laundering, terrorism financing, fraud, or for compliance with tax, accounting, and other regulatory requirements.
4. **Legitimate Interests** (Article 6.1(f) of the GDPR): We process your data when it's deemed necessary for our legitimate interests, provided that these interests are weighed carefully against your rights and freedoms.

If you do not provide or do provide only a part of the personal data necessary for the performance of the services, or which is required by Law or contract, we will not be able to provide you with services.

4. Purposes of processing of personal information

We collect and use your personal data provided by you or obtained from other sources for the following purposes:

1. **To identify and contact you:** name, surname, personal identification number, date of birth, copy of identity document, address, telephone number and other contact details;
2. **To comply with anti-money laundering requirements:** place of work, position held, nationality, whether you are a person involved in politics, purpose of business relationship, origin of funds;
3. **To comply with the law and contracts:** to provide you with information (e.g. notification of an order, report); to respond to your enquiries; to send you important communications (e.g. change of policies, fees) - we use your contact details as well as the details of the communications sent, received;
4. **To protect our legitimate interests:**
 - To comply with applicable law, rules, regulations, codes of practice;
 - To comply with the requirements of Lithuanian and foreign authorities (e.g. Bank of Lithuania, law enforcement authorities), courts;
 - Investigate or take action against customers who violate our rules and/or contracts, engage in illegal activities.
5. **Ensure the provision of services remotely:** we record telephone conversations and electronic communications. For this purpose, we use your telephone number, email address; IP address and other data that identifies you, the content, duration, time and other technical data;
6. **Facilitate the delivery of tangible products:** We collect physical address information to ensure our ability to deliver physical goods and merchandise associated with our platform services.
7. **Direct marketing:** in order to provide you with information (by phone, email, etc.) about news on the financial instruments market, including our or our partners' offers (e.g. investment ideas), research carried out, etc., we collect and use your name, telephone number, email address. If you do not consent to the use of your personal data for direct marketing purposes, please inform us immediately by email at dm@bemy.digital

5. To whom we may disclose your personal information (recipients of personal data)

We provide your personal data in accordance with the legal requirements. Personal data may be transferred to:

1. Business clients - NFT Collection Creators information about their clients – NFT Collection holders;
2. Companies providing Accounting services;
3. Companies providing delivery, logistics, post services;

4. Companies providing messaging, direct marketing, event organisation and related services;

We undertake not to pass on your personal data to any unrelated third parties, except with your consent and/or in mandatory cases, to entities provided for by Law and/or contracts (e.g. Business clients – NFT Collection Creators) and in accordance with the procedures set out in the Law.

6. What we do to protect your personal information

Your personal data is protected against loss, unauthorised use and alteration. We have put in place organisational and technical measures to protect the information we collect for the purposes of providing our services. However, the security of information transmitted over the Internet, by e-mail or by mobile communication may not be guaranteed for reasons beyond BeMy.Digital's control, and we remind you that although we take steps to protect your personal information, no website, online transaction, computer system or wireless connection is completely secure.

We also use the following data processors to process your personal data: companies providing hosting, cloud, website administration and related services, companies providing document archiving services, companies providing advertising and marketing services, companies developing, providing and maintaining software, companies providing information technology infrastructure services, companies providing communication services, companies providing consultancy services, companies providing web browsing or online activity analysis and services.

7. Transferring Personal Information Beyond the EEA

Should there be a need to transfer your personal information to countries outside the European Economic Area (“**EEA**”), we commit to applying suitable safeguards. We will employ legal frameworks, such as the standard contractual clauses recognized by the GDPR, for facilitating international transfers of your personal data, or we will take measures like anonymizing the data prior to its cross-border movement.

8. Your rights

The data subject whose data is processed in the course of the Data Controller's activities has the following rights:

- To know (be informed) about the processing of his/her data (**right to know**);
- To know about his/her data and how they are processed (**right of access**);
- To request the rectification or, taking into account the purposes of the processing of personal data, the completion of personal data which are incomplete (**right to rectification**);
- To have your data erased or to stop the processing of your data (except for storage) (**right to erasure or right to be forgotten**) (subject to certain conditions);
- To require the Data Controller to restrict the processing of personal data on one of the legitimate grounds (**right to restrict processing**) (subject to certain conditions);
- The right to data portability (**right to portability**) (subject to certain conditions);

- Where you have given us your explicit consent for the processing of your personal data, you also have the right to withdraw this consent at any time by contacting us at: dm@bemy.digital

Upon receiving your request, we are committed to providing a response within one month. Should you wish to utilize any of your rights, please reach out to us via email at dm@bemy.digital

Additionally, you possess the right to file a complaint with your country's Data Protection Authority. For a directory of these authorities, please refer to the following link: (https://edpb.europa.eu/about-edpb/about-edpb/members_en).

If you no longer wish your personal data to be processed for the purpose of direct marketing, you may send an email to dm@bemy.digital to object to the processing of your personal data for the purpose of direct marketing and/or to the non-automated processing of your personal data, without giving any reasons for objecting.

9. Third party websites, services and products on our Website

The Website may contain third-party banners and links to their websites and services, which are not under the BeMy.Digital's control. BeMy.Digital is not responsible for the security and privacy of information collected by third parties. You must read the privacy statements applicable to the third-party websites and services that you use.

10. Other information, our contacts

You can contact our Data Protection Officer by email dm@bemy.digital or by sending a letter to SUPER HOW, UAB Aukštaičių str. 7, LT-11341 Vilnius