

## **Privacy Policy**

### **Let's talk about your privacy**

This Privacy Policy describes the policies and procedures of David Gray TV. ("David Gray TV", "we", "our" or "us") on the collection, use and disclosure of your information on [www.davidgray.tv](http://www.davidgray.tv) (the "Site") and the services, features, content or applications we offer (together with the Site, the "Services").

We receive information about you from various sources, including: (i) if you register for the Site and the Services, through your user account on the Services (your "Account"); (ii) your use of the Services generally; and (iii) from various third-party websites and other services. All defined terms not defined herein shall have the meaning ascribed to them in the Terms of Service, available at [www.davidgray.tv/terms](http://www.davidgray.tv/terms).

### **What does our policy cover?**

This Privacy Policy covers David Gray TV's processing of Personal Data that David Gray TV gathers when you are accessing and using the Services. As used in this Privacy Policy, "Personal Data" means any information that can be used to individually identify a person, and "processing" generally covers actions that can be performed in connection with data such as collection, use, storage and disclosure.

This Privacy Policy also covers David Gray TV's treatment of any Personal Data that David Gray TV's business partners share with David Gray TV or David Gray TV shares with its business partners. This Privacy Policy does not apply to the practices of third parties, and their sites, services or applications that David Gray TV does not own or control, or to individuals that David Gray TV does not employ or manage ("Third Parties"). While we attempt to provide access only to those Third Parties that share our respect for your privacy, we cannot take responsibility for the content, actions or privacy policies of those Third Parties. We encourage you to carefully review the privacy policies of any Third Parties you access.

If you are a resident of the European Union, United Kingdom, Lichtenstein, Norway, or Iceland, you may have additional rights under European Union Regulation (EU) No. 2016/679 of 27 April 2016, also known as the General Data Protection Regulation or GDPR (the "GDPR") with respect to your Personal Data, as outlined below. David Gray TV may be the controller of your Personal Data processed in connection with the Services for purposes of the GDPR. If you have any questions about this Privacy Policy or whether any of the following applies to you, please contact us at [data@davidgray.tv](mailto:data@davidgray.tv).

### **What Personal Data does Podia Collect From You?**

We collect Personal Data about you when you provide such information directly to us, when third parties such as our business partners or service providers provide us with Personal Data

about you, or when Personal Data about you is automatically collected in connection with your use of our Services.

Information we collect directly from you: We receive Personal Data directly from you when you provide us with such Personal Data, including without limitation the following:

- First and last name
- Email address
- Billing postcode and/or country of residence
- Account information for third party services: If you interact with a third party service when using our Services, such as if you use a third party service to log-in to our Services (for example, signing up for an account with Facebook Connect), or if you share content from our Services through a third party social media service, the third party service will send us information about you, such as information from your public profile, if the third party service and your account settings allow such sharing. The information we receive will depend on the policies and your account settings with the third-party service.
- Information from our advertising partners: We receive information about you from some of our service providers who assist us with marketing or promotional services related to how you interact with our Site and Services.
- Information from our service providers: We receive information collected by third parties about your use of the Services. For example, we may use analytics service providers to analyse how you interact and engage with the Services and our advertisements, so we can learn and make enhancements to offer you a better experience. Some of these entities may use cookies, web beacons and other technologies to collect information about your use of the Services and other websites, which may include tracking activity across time and unaffiliated properties, including your IP address, web browser, pages viewed, time spent on pages, links clicked and conversion information. Third parties may also help us provide you with customer support and provide us with information so that we may help you use our Services.

Information we automatically collect when you use our Services: Some Personal Data is automatically collected when you use our Services, such as the following:

- IP address
- Device identifiers
- Web browser information
- Page view statistics
- Browsing history
- Usage information and click tracking

- Transaction information (e.g. transaction amount, date and time such transaction occurred)
- Cookies and other tracking technologies (see below for more information)
- Log data (e.g. access times, hardware and software information)

#### Additional Information about Cookies:

The Services use cookies and similar technologies such as pixel tags, web beacons, clear GIFs, and JavaScript (collectively, “Cookies”) to enable our servers to recognise your web browser and tell us how and when you visit and use our Site and Services, to analyse trends, learn about our user base and operate and improve our Services. Cookies are small files – usually consisting of letters and numbers – placed on your computer, tablet, phone, or similar device when you use that device to visit our Site. We sometimes combine information collected through Cookies that is not Personal Data with Personal Data that we have about you, for example, to tell us who you are or whether you have an account with us. We may also supplement the information we collect from you with information received from third parties.

Cookies can either be “session Cookies” or “persistent Cookies”. Session Cookies are temporary Cookies that are stored on your device while you are visiting our Site or using our Services, whereas “persistent Cookies” are stored on your device for a period after you leave our Site or Services. The length of time a persistent Cookie stays on your device varies from Cookie to Cookie. We use persistent Cookies to store your preferences so that they are available for the next visit, and to keep a more accurate account of how often you visit our Services, how often you return, how your use of the Services may vary over time. We also use persistent Cookies to measure the effectiveness of advertising efforts. Through these Cookies, we may collect information about your online activity after you leave our Services. Your browser may offer you a “Do Not Track” or “DNT” option, which allows you to signal to operators of websites, and web applications, and services that you do not wish such operators to track certain of your online activities over time and across different websites. Because we collect browsing and persistent identifier data, the Services do not support Do Not Track requests at this time, which means that we may collect information about your online activity both while you are using the Services and after you leave our properties.

Some Cookies are placed by a third party on your device and may provide information to us and third parties about your browsing habits (such as your visits to our Site or Services, the pages you have visited and the links and advertisements you have clicked). These Cookies can be used to determine whether certain third-party services are being used, to identify your interests, to retarget advertisements to you and to serve advertisements to you that we or others believe are relevant to you. We do not control third party Cookies.

We use the following types of Cookies:

- **Essential Cookies.** Essential Cookies that are required for providing you with features or services that you have requested. For example, certain Cookies enable you to log into secure areas of our Site or Services. Disabling these Cookies may make certain features and services unavailable.
- **Functionality Cookies.** Functional Cookies are used to record your choices and settings regarding our Services, maintain your preferences over time and recognise you when you return to our Services. These Cookies help us to personalise our content for you, greet you by name, and remember your preferences (for example, your choice of language or region).
- **Performance/Analytical Cookies.** Performance/Analytical Cookies allow us to understand how visitors use our Site and Services such as by collecting information about the number of visitors to the Site, what pages visitors view on our Site and how long visitors are viewing pages on the Site. Performance/Analytical Cookies also help us measure the performance of our advertising campaigns to help us improve our campaigns and the Services' content for those who engage with our advertising. For example, Google, Inc. ("Google") uses cookies in connection with its Google Analytics services. Google's ability to use and share information collected by Google Analytics about your visits to the Services is subject to the Google Analytics Terms of Use and the Google Privacy Policy. You have the option to opt out of Google's use of cookies by visiting the Google advertising opt-out page at [https://www.google.com/privacy\\_ads.html](https://www.google.com/privacy_ads.html) or the Google Analytics Opt-out Browser Add-on at <https://tools.google.com/dlpage/gaoptout/>.
- **Retargeting/Advertising Cookies.** Retargeting/Advertising Cookies collect data about your online activity and identify your interests so that we can provide advertising that we believe is relevant to you. For more information about this, please see the section below titled "Additional information about interest-based advertisements."

You can decide whether to accept Cookies. One way you can do this is through your internet browser's settings. Most browsers have an option for turning off the Cookie feature, which will prevent your browser from accepting new Cookies, as well as (depending on the sophistication of your browser software) allow you to decide on acceptance of each new Cookie in a variety of ways. You can also delete all Cookies that are already on your computer. If you do this, however, you may have to manually adjust some preferences every time you visit a site and some Services and functionalities may not work.

To explore what Cookie settings are available to you, look in the "preferences" or "options" section of your browser's menu. To find out more information about Cookies, including

information about how to manage and delete Cookies, please visit <https://ico.org.uk/for-the-public/online/cookies/> or <https://www.allaboutcookies.org/>.

*Additional information about interest-based advertisements:*

- We may serve advertisements, and also allow third party ad networks, including third party ad servers, ad agencies, ad technology vendors and research firms, to serve advertisements through the Services. These advertisements may be targeted to users who fit certain general profile categories or display certain preferences or behaviours (“Interest-Based Ads”). Information for Internet-Based Ads (including Personal Data) may be provided to us by you or derived from the usage patterns of particular users on the Services and/or services of Third Parties. Such information may be gathered through tracking users’ activities across time and unaffiliated properties. To accomplish this, we or our service providers may deliver Cookies, including a file (known as a “web beacon”) from an ad network to you through the Services. Web beacons allow ad networks to provide anonymised, aggregated auditing, research and reporting for us and for advertisers. Web beacons also enable ad networks to serve targeted advertisements to you when you visit other websites. Web beacons allow ad networks to view, edit or set their own Cookies on your browser, just as if you had requested a web page from their site.
- Through the Digital Advertising Alliance (“DAA”) and Network Advertising Initiative (“NAI”), several media and marketing associations have developed an industry self-regulatory program to give consumers a better understanding of and greater control over ads that are customised based on their online behaviour across different websites. To make choices about Interest-Based Ads from participating third parties, including to opt out of receiving behaviourally targeted advertisements from participating organisations, please visit the DAA’s or NAI’s consumer opt out pages, which are located at <https://www.networkadvertising.org/choices/> or <https://www.aboutads.info/choices>. Users in the European Union should visit the European Interactive Digital Advertising Alliance’s user information website <https://www.youronlinechoices.eu/>.
- We do not share your Personal Data with advertisers without your consent. However, if you click on or otherwise interact with an advertisement there is a possibility that the advertiser may place a Cookie in your browser and note that it meets the criteria they selected.

## How Do We Use Your Personal Data?

We process Personal Data to operate, improve, understand and personalise our Services. For example, we use Personal Data to:

- Communicate with you about the Services
- Protect against or deter fraudulent, illegal or harmful actions
- Allow you to create and/or manage your digital storefront, your sales pages, and your online courses
- Allow you to create, manage, and/or subscribe to membership software
- Allow you to create, manage, and/or sell digital files
- Allow you to create, manage, and/or sell digital downloads and online courses
- Contact you about Service announcements, updates or offers
- Personalize website content and communications based on your preferences
- Provide support and assistance for the Services
- Discover others who might be interested in the Services
- To identify trends and other statistical information that may be useful to our business
- Comply with our legal or contractual obligations
- Resolve disputes
- Enforce our Terms of Service (including, for clarity, the Privacy Policy and, where applicable, the EU Data Processing Addendum)

We will only process your Personal Data if we have a lawful basis for doing so. Lawful bases for processing include consent, contractual necessity and our “legitimate interests” or the legitimate interest of others, as further described below.

**Contractual Necessity:** We process the following categories of Personal Data as a matter of “contractual necessity,” meaning that we need to process the data to perform under our Terms of Service with you, which enables us to provide you with the Services. When we process data due to contractual necessity, failure to provide such Personal Data will result in your inability to use some or all portions of the Services that require such data.

- First and last name
- Email address
- User Content (which can include Personal Data if you include Personal Data in such content)

- IP address
- Billing zip code and/or country of residence

**Legitimate Interest:** We process the following categories of Personal Data when we believe it furthers the legitimate interest of us or third parties.

- First and last name
- Email address
- IP address
- Billing zip code and/or country of residence

Examples of these legitimate interests include:

- Protection from fraud or security threats
- Operation and improvement of our business, products and services
- Marketing of our products and services, directly to you and to others
- Provision of customer support
- Compliance with legal obligations
- Completion of corporate transactions

**Consent:** In some cases, we process Personal Data based on the consent you expressly grant to us at the time we collect such data. When we process Personal Data based on your consent, it will be expressly indicated to you at the point and time of collection.

**Other Processing Grounds:** From time to time, we may also need to process Personal Data to comply with a legal obligation, if it is necessary to protect the vital interests of you or other data subjects, or if it is necessary for a task carried out in the public interest.

### **How and With Whom Do We Share Your Data?**

We share Personal Data with vendors, third party service providers and agents who work on our behalf and provide us with services related to the purposes described in this Privacy Policy or our Terms of Service. These parties include:

- Payment processors
- Fraud prevention service providers

- Analytics service providers
- Hosting service providers
- Marketing service providers
- Email providers
- Staff augmentation and contract personnel

We also share Personal Data when necessary to complete a transaction initiated or authorised by you or provide you with a product or service you have requested. In addition to those set forth above, these parties also include:

- Other users (where you post information publicly or as otherwise necessary to affect a transaction initiated or authorised by you through the Services)
- Social media services (if you interact with them through your use of the Services)
- Third party business partners who you access through the Services, including vendors
- Other parties authorised by you

We also share Personal Data when we believe it is necessary to:

- Comply with applicable law or respond to valid legal process, including from law enforcement or other government agencies.
- Protect us, our business or our users, for example to enforce our Terms of Service, prevent spam or other unwanted communications and investigate or protect against fraud. This includes exchanging information with other companies and organisations for fraud protection and credit risk reduction.
- Maintain the security of our products and services.

As part of the Services, you will receive from David Gray TV email and other communications. You acknowledge and agree that by availing yourself of the Services, you allow David Gray TV to send you email and other communication that it determines in its sole discretion relate to your use of the Services.

We also share information with third parties when you give us consent to do so. Furthermore, if we choose to buy or sell assets, user information is typically one of the transferred business assets. Moreover, if we, or substantially all our assets, were acquired, or if we go out of business or enter bankruptcy, user information would be one of the assets that is transferred or acquired by a third party, and we would share Personal Data with the party that is acquiring our assets. You acknowledge that such transfers may occur, and that any acquirer of us or our assets may



continue to use your Personal Data as set forth in this policy.

### **How Long Do We Retain Your Personal Data?**

We retain Personal Data about you for as long as you have an open account with us or as otherwise necessary to provide you Services. In some cases, we retain Personal Data for longer, if doing so is necessary to comply with our legal obligations, resolve disputes or collect fees owed, or is otherwise permitted or required by applicable law, rule or regulation. Afterwards, we retain some information in a depersonalised or aggregated form but not in a way that would identify you personally.

### **What Security Measures Do We Use?**

We seek to protect Personal Data using appropriate technical and organisational measures based on the type of Personal Data and applicable processing activity. You need to prevent unauthorised access to your Account and Personal Data by selecting and protecting your password appropriately and limiting access to your device and browser by signing off after you have finished accessing your Account.

We seek to ensure that user account information is kept private. However, David Gray TV cannot guarantee the security of any Account information. Unauthorised entry or use, hardware or software failure, and other factors, may compromise the security of user information at any time.

### **Do We Store the Personal Data of Children?**

As noted in the Terms of Service accessible at [www.davidgray.tv/terms](http://www.davidgray.tv/terms), we do not knowingly collect or solicit Personal Data from anyone under the age of 16. If you are under 16, please do not attempt to register for the Services or send any Personal Data about yourself to us. If we learn that we have collected Personal Data from a child under age 16, we will delete that information as quickly as possible. If you believe that a child under 16 may have provided us Personal Data, please contact us at [data@davidgray.tv](mailto:data@davidgray.tv).

### **What Do Users in the European Union Need to Know?**

#### **Rights Regarding Your Personal Data**

By law, users in the European Union, United Kingdom, Lichtenstein, Norway, or Iceland have certain rights with respect to their Personal Data, including those set forth below. For more information about these rights, or to submit a request, please visit your Account settings or email us at [data@davidgray.tv](mailto:data@davidgray.tv). Please note that in some circumstances, we may not be able to fully comply with your request, such as if it is frivolous or extremely impractical, if it jeopardises the rights of others, or if it is not required by law, but in those circumstances, we will still

respond to notify you of such a decision. In some cases, we may also need you to provide us with additional information, which may include Personal Data, if necessary to verify your identity and the nature of your request.

- **Access:** You can request more information about the Personal Data we hold about you and request a copy of such Personal Data. You can also access certain of your Personal Data by emailing [data@davidgray.tv](mailto:data@davidgray.tv).
- **Rectification:** If you believe that any Personal Data we are holding about you is incorrect or incomplete, you can request that we correct or supplement such data by emailing [data@davidgray.tv](mailto:data@davidgray.tv). You may also be able to correct some of this information directly by making updates to your account.
- **Erase:** You can request that we erase some or all your Personal Data from our systems.
- **Withdrawal of Consent:** If we are processing your Personal Data based on your consent (as indicated at the time of collection of such data), you have the right to withdraw your consent at any time. Please note, however, that if you exercise this right, you may have to then provide express consent on a case-by-case basis for the use or disclosure of certain of your Personal Data, if such use or disclosure is necessary to enable you to utilise some or all of our Services.
- **Portability:** You can ask for a copy of your Personal Data in a machine-readable format. You can also request that we transmit the data to another controller where technically feasible.
- **Objection:** You can contact us to let us know that you object to the further use or disclosure of your Personal Data for certain purposes, such as for direct marketing purposes.
- **Restriction of Processing:** You can ask us to restrict further processing of your Personal Data.
- **Right to File Complaint:** You have the right to lodge a complaint about David Gray TV's practices with respect to your Personal Data with the supervisory authority of your country or EU Member State.

## Transfers of Personal Data

The Services are hosted and operated in the United States ("U.S.") through David Gray TV and its service providers, and if you do not reside in the U.S., laws in the U.S. may differ from the laws where you reside. By using the Services, you acknowledge that any Personal Data about you, regardless of whether provided by you or obtained from a third party, is being provided to David Gray TV in the U.S. and will be hosted on U.S. servers, and you authorise David Gray TV to transfer, store and process your information to and in the U.S., and possibly other countries. If you live in the European Union, Iceland, Liechtenstein, or Norway, you hereby consent to the transfer of your data in accordance with Exhibit B to the EU Data Processing Addendum, which

can be located at [www.davidgray.tv/dpa](http://www.davidgray.tv/dpa). Please contact us at [data@davidgray.tv](mailto:data@davidgray.tv) with any questions or concerns.

### **What If You Have Questions Regarding Your Personal Data?**

If you have any questions about this Privacy Policy or our data practices generally, please contact us using the following information:

**David Gray TV.**

[data@davidgray.tv](mailto:data@davidgray.tv)

134 Meadway, Streethouse

West Yorkshire, WF7 6DU

### **Changes to this Privacy Policy:**

David Gray TV may amend this Privacy Policy from time to time. Use of information we collect now is subject to the Privacy Policy in effect at the time such information is used. If we make changes in the way we use Personal Data, we will notify you by posting an announcement on our Site or Services or sending you an email. Users are bound by any changes to the Privacy Policy when he or she uses the Services after such changes have been first posted.