

VARIANT BIO: WEBSITE PRIVACY POLICY

Last modified: February 19, 2020

This privacy policy (“**Policy**”) informs you of practices when we handle your Personal Information when you access and use our Website (both as defined below). In this Policy, “**Variant Bio**”, “**we**” or “**us**” refers to Variant Bio Inc., a company registered in Delaware with its registered address located at 920 Broadway, 11th Floor, New York, NY, 10010.

For the purpose of this Policy, “**Personal Information**” means any information related to an identified or identifiable individual. This includes Personal Information you provide or generate when you access our website at <https://www.variantbio.com/> and other affiliated websites (together, the “**Website**”).

When you use the Website, you accept and understand we collect, process, use and store your Personal Information as described in this Policy. **If you do not agree with this Policy, you must not access the Website. If you change your mind in the future, you must stop using the Website and you may exercise your rights in relation to your Personal Information as set out in this Policy.**

1. INFORMATION WE COLLECT

We collect the following categories of Personal Information from you from the following sources:

- **Information you provide to us**
 - **Communication information**, for example, when you contact us on our Website, via email or otherwise, you provide us with your name, email address, the contents of your communication and any other information you choose to provide to us as part of your communication.
 - **Careers**. If you apply for a job with us, you may provide us with your resume, name and contact details, and any other information that you submit to us.
- **Information we automatically collect or is generated about you when use the Website**
 - **Identifiers**, when you use the Website, your IP address, other unique identifiers, information collected by cookies on your usage of the Website and potentially non-personal information about your device are automatically collected either by us or third parties. For more information on how we use cookies, please see [3. HOW WE USE COOKIES AND SIMILAR TECHNOLOGIES](#).
 - **Information regarding your use of the Website**, such as website usage information and interactions with our team are automatically collected either by us or third parties.
- **Information received from third parties.**
 - **Information from platforms our Website relies on third parties**, such as Statikit and Zapier for the Website contact form, who then provide us with the information you provided, including name, email address, topic of interest, and message. To the extent that we collect Personal Information from social media platforms via social media tools, widgets, or plug-

ins on our Website, your interactions with these tools are governed by the privacy policies of the corresponding social media platforms and we encourage you to read them. Such features may allow you to sign in through your social media account, share a link, post directly to your social media account and inform the social media platform of your visit to our Website.

We also collect, use and share aggregated data such as statistical or demographic data for our purposes. Aggregated data may be derived from your Personal Information but is not Personal Information as this data will not directly or indirectly reveal your identity. However, if we combine or connect aggregated data with your Personal Information so that it can directly or indirectly identify you, we will treat the combined data as Personal Information which will be used in accordance with this Policy.

2. HOW WE USE YOUR PERSONAL INFORMATION

We use your Personal Information for the following business purposes:

- **Provide you with, improve and monitor the Website.** We will use information we automatically collect or is generated about you when you use the Website, as well as non-personal information about your device (such as manufacturer, model and operating system).
- **Communicate with you and provide support.** We use your communication information to contact you (e.g. when you request information, have a question or otherwise contact us) to provide you with your requested information, respond to your comments, answer your questions or to send you marketing communications, such as updates on events relating to products and services offered by us.
- **Further a partnership with you.** If you contact us expressing an interest in a partnership, project or other business endeavor, we will use your communication information and any other information you subsequently provide in order to consider the business endeavor, further such endeavor if appropriate and manage our relationship with you.
- **Conduct analytics.** We process information we automatically collect or is generated about you when you access the Website to analyze the use of our Website, and any other interaction or interest in our Website.
- **Prevent fraud, defend Variant Bio against legal claims or disputes, enforce our terms and to comply with our legal obligations.** We protect our interests through (1) monitoring the use of the Website to detect fraud or any other user behavior which prejudices the integrity of our Website, (2) taking steps to remedy aforementioned fraud and behavior, (3) defending ourselves against legal claims or disputes, and (4) enforcing our terms and policies. When doing so, we will process the Personal Information relevant in such a case which includes information you provide us, information we automatically collect about you, and information which is provided to us by third parties.

3. HOW WE USE COOKIES AND SIMILAR TECHNOLOGIES

Cookies, beacons, invisible tags, and similar technologies (collectively “**cookies**”) are used to collect information about your use of the Portal and other websites, browsing activities and to distinguish you from other individuals.

Our Website uses cookies to collect information about your browsing activities and to distinguish you from other users. This aids your experience when you use our Website and also allows us to improve the functionality of our Website.

We use the following cookies:

- **Strictly necessary cookies.** Some cookies are strictly necessary to make our Website available to you; for example, to display our Website properly when accessed through mobile devices. We cannot provide you with the Website without this type of cookies.
- **Analytical or performance cookies.** We also use cookies for analytics purposes in order to operate, maintain, and improve our Website. We use third party analytics providers, including Google Analytics, to help us understand how users engage with the Website. Google Analytics uses first-party cookies to track user interactions which helps show how users use our Website. This information is used to compile reports and to help us improve our Website. The reports disclose Website trends without identifying individual visitors. You can opt out of Google Analytics without affecting how you visit our Website by going to <https://tools.google.com/dlpage/gaoptout> or via Google’s Ads settings.

You can block cookies by setting your internet browser to block some or all of cookies. However, if you use your browser settings to block all cookies (including essential cookies) you may not be able to access or use our Website.

Except for essential cookies, all cookies will expire after [2 years].

4. LEGAL BASIS FOR THE PROCESSING OF PERSONAL INFORMATION

We rely on legal bases to process your Personal Information, including:

- **Consent.** We obtain your consent for the use of your Personal Information, for example, to send you electronic marketing communications or for the use of certain cookies.
- **Contract.** We use your Personal Information in order to provide you with our Website and to respond to your inquiries.
- **Legal Obligation.** We have a legal obligation to use your Personal Information, for example, to comply with tax and accounting obligations.
- **Legitimate Interest.** We or a third party have a legitimate interest in using your Personal Information, for example, we have a legitimate interest in using your Personal Information to improve our Website, for analytics purposes, and to prevent against fraud or otherwise defend Variant Bio against legal claims or disputes. We only rely on this legal basis when our or a third party’s legitimate interest does not override your rights and interests.

5. WHO WE SHARE YOUR PERSONAL INFORMATION WITH

We share your Personal Information with the following categories of third parties, including:

- **Vendors and service providers we rely on for the functioning of the Website**, for example:
 - [Zeit](#) for Website hosting and deployment.
 - [Statickit](#) and [Zapier](#) for Website contact form functionality.
 - [Google Analytics](#) for Website analytics, including usage and performance tracking.
- **Law enforcement agencies, public authorities or other judicial bodies and organizations.** We disclose Personal Information if we are legally required to do so, or if we have a good faith belief that such use is reasonably necessary to comply with a legal obligation, process or request; to enforce an agreement, terms of service, policies, and standards, including investigation of any potential violation thereof; detect, prevent or otherwise address security, fraud or technical issues; or protect the rights, property or safety of us, our users, a third party or the public as required or permitted by law (including exchanging information with other companies and organizations for the purposes of fraud protection).
- **Subsequent corporate ownership.** If we are involved in a merger, acquisition, bankruptcy, reorganization, partnership, asset sale or other transaction, we may disclose your Personal Information as part of that transaction.

6. HOW LONG WE STORE YOUR INFORMATION

Your Personal Information is kept for as long as necessary to achieve the purposes set out above. Some information we collect will be stored for longer where we have an overriding legitimate interest to retain such information (for example, information on suspicious behavior of certain users of our Website and transaction records).

When deleting Personal Information, we will take measures to make the Personal Information irrecoverable or irreproducible, and electronic files which contain Personal Information will be deleted permanently.

7. YOUR RIGHTS

If you are located in the European Economic Area, you have the following rights in relation to your Personal Information that we hold in certain circumstances.

For California resident users, your rights are provided in the [APPENDIX: CALIFORNIA PRIVACY NOTICE](#) to this Policy.

- **Access.** You have the right to access the Personal Information we hold about you, and to receive an explanation of how we use it and who we share it with.
- **Correction.** You have the right to correct any Personal Information we hold about you that is inaccurate or incomplete.

- **Erasure.** You have the right to request for your Personal Information to be erased or deleted.
- **Object to processing.** You have the right to object to our processing of your Personal Information where we are relying on a legitimate interest.
- **Restrict processing.** You have a right in certain circumstances to stop us processing your Personal Information other than for storage purposes.
- **Portability.** You have the right to receive, in a structured, commonly used and machine-readable format, Personal Information that you have provided to us if we process it on the basis of our contract with you, or with your consent, or to request that we transfer such Personal Information to a third party.
- **Withdraw consent.** You have the right to withdraw any consent you previously applied to us. We will apply your preferences going forward, and this will not affect the lawfulness of processing before your consent was given.

Please note that, prior to any response to the exercise of such rights, we will require you to verify your identity. In addition, we may require additional information (for example, why you believe the information we hold about you is inaccurate or incomplete) and may have valid legal reasons to refuse your request. If so, we will inform you if that is the case. For more information on, or to exercise, your rights, please email privacy@variantbio.com.

8. INTERNATIONAL DATA TRANSFERS

We may transfer your Personal Data outside of the European Economic Area and, in particular, to the U.S., where the level of protection of Personal Data may be different than in your country. If we do so, we will comply with applicable data protection laws, in particular by relying on an EU Commission adequacy decision, on contractual protections for the transfer of your Personal Data, on Binding Corporate Rules, or on the EU-U.S. Privacy Shield framework. For more information about how we transfer Personal Data outside of Europe, or to obtain a copy of the contractual safeguards we use for such transfers, please contact us as specified below.

9. DATA SECURITY

We use certain physical, managerial, and technical safeguards that are designed to improve the integrity and security of the Personal Information that we collect and maintain. However, the transfer of Personal Information through the internet will carry its own inherent risks and we do not guarantee the security of your data transmitted through the internet. You make any such transfer at your own risk.

The Website provides links and plug-ins to websites operated by third parties. Any information you provide to third party websites is provided directly to the operators of such websites and subject to their policies governing privacy and security, even if accessed via our Website. We are not responsible for the content, privacy and security practices and policies of such third parties. We encourage you to learn about their privacy and security policies before providing them with your Personal Information.

10. CHILDREN

The Website is not targeted at children, and we do not knowingly collect Personal Information from children under the age of 18. If you learn that a child has provided us with Personal Information in violation of this Policy, please contact us as indicated below.

11. CHANGES

Where required, we will update this Policy from time to time. When we do so, we will make it available on this page and indicate the date of the latest revision.

12. CONTACT US

We welcome questions, comments and requests regarding this Policy. If you have any questions, comments or complaints about how we process your Personal Information, please contact us at privacy@variantbio.com and we will endeavor to respond to you as soon as possible. Alternatively, please write to us at 920 Broadway, 11th Floor, New York, NY, 10010.

APPENDIX: CALIFORNIA PRIVACY NOTICE

Last modified: February 19th, 2020

This California Privacy Notice supplements the information and disclosures contained in our Policy. It applies to the Information of certain California residents, who are Consumers receiving products or services for which we are a Business, as those terms are defined under the California Consumer Privacy Act of 2018 (California Civil Code §§ 1798.100 to 1798.199) and its implementing regulations, as amended or superseded from time to time (“**CCPA**”).

For the purposes of this Appendix, “**Personal Information**”, as more fully defined in the CCPA, means information that identifies, relates to, describes, is reasonably capable of being associated with, or could reasonably be linked, directly or indirectly, with a particular Consumer or Household; however, certain categories of information may be excluded, including, for example, de-identified or aggregate information, information lawfully made available from government records, medical information, data subject to the Health Insurance Portability and Accountability Act (“**HIPAA**”), data maintained by healthcare providers in the same manner as data subject to HIPAA, clinical trial data, consumer credit reporting agency data or data subject to the Fair Credit Reporting Act, data subject to the Gramm-Leach-Bliley Act, data subject to the Driver’s Privacy Protection Act, and data relating to vehicle ownership or warranty information.

Any capitalized terms herein are intended to have the same meaning as in the CCPA.

We have established and implemented measures designed to help protect the Personal Information of our California Consumers consistent with the CCPA; however, as of the date of last update and review of this California Privacy Notice, we have no reason to believe that we fall within the scope of the CCPA or have collected, disclosed, sold or otherwise processed the Personal Information of more than 10 million California Consumers in a calendar year.

Personal Information Collection, Disclosure and Sale

We have not sold in the preceding twelve months from the date of last review of this Privacy Policy, do not currently sell, and will not sell your Personal Information for twelve months from the date of the last review of the Policy.

We use your Personal Information for the following business purposes as listed out in [2. HOW WE USE YOUR PERSONAL INFORMATION](#) of the Policy.

California Consumers’ Rights and Choices

If you are a Consumer, California law may permit you to request information regarding the:

- Categories of Personal Information (as defined by applicable California law) collected, sold or disclosed by us;
- Purposes for which categories of Personal Information collected by us are used;
- Sources of information from which we collect Personal Information;
- Specific pieces of Personal Information we have collected about you; and
- Request deletion of your Personal Information by us and our service providers, in some circumstances.

In addition, the CCPA provides Consumers with the right not to receive discriminatory treatment by a business for the exercise of these rights regarding Personal Information.

Variant Bio does not currently take steps to respond to browsers' "Do Not Track" signals as no uniform standard to respond to such signals has been developed at this time.

Requests

To make a CCPA request, please use contact us in via [12. CONTACT US](#) of our Policy. We will review your request and may require additional information to verify your identity before proceeding further.

By law, we are not required to collect personal information that we otherwise would not collect in the ordinary course of our business, retain personal information for longer than we would otherwise retain such information in the ordinary course of our business, or re-identify or otherwise link information that is not maintained in a manner that would be considered personal information. If we have not requested specific additional information from you to verify your request, please do not send such information.

We generally will aim to avoid requesting additional information from you for the purposes of verification. However, if we cannot reasonably verify your identity or more information is needed for security or fraud-prevention purposes, we may consider any of the following factors, alone or in combination, in requesting additional information:

- The type, sensitivity, and value of the Personal Information collected and maintained about the consumer, as applicable law requires a more stringent verification process for sensitive or valuable personal information;
- The risk of harm to the consumer posed by any unauthorized access or deletion;
- The likelihood that fraudulent or malicious actors would seek the Personal Information;
- Whether the Personal Information to be provided by the consumer to verify their identity is sufficiently robust to protect against fraudulent requests or being spoofed or fabricated;
- The manner in which the business interacts with the consumer;
- Available technology for verification; and
- Other factors that may be reasonable in the circumstances, are consistent with industry practice, are recommended by California government officials, or which may be required by law or regulation following the effective date of this Policy.

Information that you submit for the purpose of allowing us to verify your identity in furtherance of a consumer-related request pursuant to California law will only be used by us, and our service providers if any, for that purpose and no other. Except where we are required by law to maintain such information for record-keeping purposes, we will take steps to delete any new Personal Information collected for the purpose of verification as soon as practical after processing your request.

We reserve the right to charge a reasonable fee or take other appropriate action in response to requests from a consumer that is manifestly unfounded or excessive, in particular because of their repetitive character.

You may designate an authorized agent to make a request on your behalf pursuant to applicable law. We accept documentation of your designation in the form of a valid power of attorney and/or a notarized

statement. You must submit evidence of your designation of an authorized agent in writing to us through the methods provided in [12. CONTACT US](#) of the Policy.