

Privacy Policy

Last Updated: January 29, 2021

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Welcome to Engineering Technology Services, a website available at www.etshydro.com (the “Site” and, collectively with the services offered on the Site, the “Services”). The Services are owned and operated by Engineering Technology Services (“ETS”, “we”, “us,” or “our”). We have developed this Privacy Policy to inform our users (“user(s),” “you,” or “your”) about how we collect data through our Services, how we use the collected data, and users’ rights with respect to the collected data.

ETS is hosted and operated in the United States. If you use the Services from outside the United States, please be aware that the information you provide to us is transmitted to, processed, and stored in the United States. Data will be collected, processed, maintained, and used subject to this Privacy Policy and applicable privacy laws in the United States and in the European Economic Area. These laws may be different from the privacy laws in your country.

This Privacy Policy is binding on all those who access, visit, and/or use our Services, whether acting as an individual or on behalf of an entity, including you and all persons, entities, or digital engines of any kind that harvest, crawl, index, scrape, spider, or mine digital content by an automated or manual process or otherwise. Please read this Privacy Policy carefully. If you do not agree to be bound by this Privacy Policy, then do not access or use the Services. By accessing and/or using the Services, you accept and agree to be bound by this Privacy Policy and our Terms of Use [[Terms of Use](#)], which are hereby incorporated by reference.

If you have any questions about this Privacy Policy, please contact us at atilly@etshydro.com or at the contact information below.

1. Data We Collect

When you use the Services, we collect and process the following types of information:

- a. Information We Collect about You

We collect information about your use of our Services, which may include your Internet connections, computer equipment, web browsers, sites visited before using or accessing our Site, sites visited after leaving our Site, and other similar information about traffic and usage as you navigate to, through, and away from our Site. This is called “Non-Personal Data” because it does not identify you, but provides insights to us regarding your use of the Services.

We also use automated data collection tools, such as Cookies and Web Beacons, to collect certain types of Non-Personal Data. You can set your browser to reject Cookies, but that may limit your use of some convenience features on the Services. For more information on Cookies and how the Services use Cookies, please see our [Cookie Notification](#).

Web Beacons are tiny graphics with a unique identifier that may be included on our Services for several purposes, including to deliver or communicate with Cookies, to track and measure the performance of our Services, and to monitor how many visitors view our Services. Unlike Cookies, which are stored on the device, Web Beacons are typically embedded invisibly on web pages or in an e-mail.

Log Data refers to certain information about how a user (including both account holders and non-Account holders) uses our Services. Log Data may include information such as a user’s Internet Protocol address, browser type, operating system, the pages or features of our Services to which a User browsed and the time spent on those pages or features, search terms, the links on our Services that a user clicked on, and other statistics.

You may be given the option to receive push notifications while using our Services. In order to serve push notifications, we may need to collect your IP address and a persistent identifier from your device. You can turn off push notifications in your device settings.

b. Information You Provide

When you register to use our Services, complete an order form, register for a training session, respond to communications (e.g., surveys, requests for feedback), contact us via phone, e-mail, or postal mail, and so on, we will collect certain types of the information you provide to us. This may include your first and last name(s), e-mail address, phone number, geolocation information, and/or your IP address. This type of data is called “Personal Data” because it can be used to identify you. We will also collect certain types of information about the company with whom you are affiliated, which may include your business’ name, mailing address, fax number, payment information, geolocation information, and/or IP address information. This type of data is called “Company Data.” When you make a payment to ETS for our products, you will be connected to one of our third-party service providers, PayPal Manager, to whom all payment information is submitted. For purposes of clarity, the only types of information related to payments that ETS retains are the names and addresses of our customers, as well as the last four digits and expiration date of the payment card.

Collectively in this Privacy Policy, Personal Data, Company Data, and Non-Personal Data is referenced as “Data.”

In some jurisdictions, such as the United States, an IP address may be considered Non-Personal Data. In the European Economic Area, for example, the IP address of an individual is considered Personal Data under applicable data protection laws. If this is the case, we process Non-Personal Data for the same purposes as Personal Data under this Privacy Policy.

c. Geolocation Data

You may choose to allow us to access your location by granting the Site access to your location when prompted or through your device's location services settings, which you may change on your device.

When you connect to the Services, we are able to recognize the IP address of the computer providing you with internet access. Our use of this IP address may be to help diagnose problems with our server or otherwise administer our Services. This IP address may also be used to gather broad demographic information. Your IP address is never provided to another company or organization.

d. Third-Party Social Networking Services.

Additionally, if you choose to access, visit, and/or use any third-party social networking service(s) that may be integrated with our Service, such as LinkedIn, we may receive your Personal Data and other information about you and your computer, mobile, or other device that you have made available to those social networking services, including information about your contacts on those services. For example, some social networking services allow you to push content from our Service to your contacts or to pull information about your contacts so you can connect with them on or through our Service. Some social networking services also will facilitate your registration for our Service or enhance or personalize your experience on our Service. Your decision to use a social networking service in connection with our Service is voluntary. However, you should make sure you are comfortable with the information your third-party social networking services may make available to our Service by visiting those services' privacy policies and/or modifying your privacy settings directly with those services.

2. Use of Data

For Legitimate Interests. We do not sell or rent Data to any third parties. We use information collected by clickstream data collection, web pixels, and cookies to store your preferences, improve website navigation, make personalized features and other services available to you, to generate statistical information, monitor and analyze user traffic and usage patterns, monitor and prevent fraud, investigate complaints and potential violations of our policies, to improve the our content and the products, services, materials, and other content that we describe or make available through the Site, and otherwise help administer and improve the Services.

We may identify you from your Personal Data and merge or co-mingle Data for any lawful business purpose. Where you provide registration information, Cookies can also be used to identify you when you log onto the Services or portions of the Services. Except as otherwise stated, we may use information we collect from you for the legitimate business purpose of providing our Services to you, including, but not limited to:

- to respond to your requests and provide user support;
- to evaluate and improve the content of our Services;
- to customize the Services to your preferences;
- to establish accounts to use the Services;
- to communicate information and promotional materials to you (where you have not expressed a preference otherwise);
- to check on your account status and maintain records of activities in connection with your use of the Site;
- to notify you of any changes to relevant agreements or policies;

- for research analysis;
- to enforce our agreements, terms, conditions, and policies;
- to work with our service providers who perform certain business functions or services on our behalf and who are bound by contractual obligations consistent with this Privacy Policy;
- to prevent or investigate fraud (or for risk management purposes), or to comply with a legal obligations, court order, or in order to exercise our legal claims or to defend against legal claims;
- to conduct aggregate analysis and develop business intelligence that helps us to enhance, operate, protect, make informed decisions and report on the performances of our Services;
- to describe our Services to current and prospective business partners and to other third parties for other lawful purposes; and
- for other purposes identified to you and as requested by you (please note that you have the right to withdraw your consent to such use at any time by contacting us via the contact information below).

With the Consent of a Data Subject within the European Economic Area; or without consent, if a citizen of any other jurisdiction. If you are a Data Subject within the European Economic Area, and we have obtained your consent, we may also use your information in the following ways; and, if you are a citizen of any other jurisdiction, you acknowledge that we may use your information in the following ways:

- to share your information with our corporate parents, subsidiaries, other affiliated entities, and associated entities for the purposes described in this Privacy Policy;
- to send e-mail and postal mail to provide you with updates and news;
- to process any request you make;
- to process any commercial transaction, including but not limited to fulfilling an order; and
- to process your Personal Data as described throughout this Privacy Policy.

Performance of a Contract. If you have called us, placed an order, and/or have an account with us, we may also use your information:

- to establish your account to use the Services;
- to validate your username, e-mail, password, and/or other login credentials;
- to respond to your requests;
- to fulfill your purchase(s) and provide you with merchandise you have requested;
- to send you e-mail and postal mail supplying you with the most recent service information or to send you information about your order (e.g., order confirmations, shipment notifications, etc.);
- to notify you of any changes to relevant agreements or policies; and
- to process your Non-Personal Data as outlined as described throughout this Privacy Policy.

When a customer requests a quote from our sales team over the phone, we may also invite you to participate in a feedback survey emailed to you along with the quote. The information requested in these surveys may include, but is not limited to, your opinions, insights, experience, purchase history, and purchase intent regarding products, events, and Services. The information collected by these surveys is used to research market trends, company growth, community needs, etc. Your input will help us to improve customer experience and shape development of our products and Services.

We may anonymize or aggregate Data that we collect from the use of the Services, such as de-identified demographic information, de-identified location information, information about the computer or device from which you access the Services, market trends, and other analysis that we create based on the information we receive from you and other users.

3. How We Share Data

We do not sell or rent Personal Data to marketers or unaffiliated third parties. We do have relationships with trusted third parties, but we will not share any Personal Data that we have collected from or regarding you except as described below:

- Corporate affiliates, including corporate parents, subsidiaries, other affiliated entities, and associated entities for the purposes described in this Policy which are required to treat the information in accordance with this Privacy Policy;
- Service providers that help us administer and provide the Services (for example, a web hosting company whose services we use to host our platform). These third-party services providers have access to your Personal Data only for the purpose of performing services on our behalf. We have entered into contractual relationships with these service providers and require them to comply with all applicable data privacy laws and regulations and to use the Data only for the purposes for which it was disclosed. We require that any third-party service providers limit their use of your Data solely to providing services to us;
- Authorized third parties, who are parties directly authorized by you to receive the applicable Data, such as when you authorize a third-party application provider to access your account. The use of your Data by an authorized third party is subject to the third party's privacy policy;
- Third parties in the event of any reorganization, merger, sale, joint venture, assignment, transfer or other disposition of all or any portion of our business, assets or stock (including in connection with any bankruptcy or similar proceedings), in which case we will require the recipient to use such information in accordance with this Privacy Policy;
- As we believe necessary: (i) under applicable law; (ii) to enforce applicable terms and conditions; (iii) to protect our rights, privacy, safety or property, and/or that of our affiliates, you, or others; (iv) to detect, prevent, or otherwise address fraud, security or technical issues; (v) to respond to claims that contact information (e.g. name, e-mail address, etc.) of a third-party has been posted or transmitted without their consent or as a form of harassment and (vi) to respond to requests from courts, law enforcement agencies, regulatory agencies, and other public and government authorities, which may include authorities outside your country of residence;
- Pursuant to your explicit approval prior to the disclosure; and
- We may share aggregated, de-identified Data, such as Cookie and tracking information, with our third-party partners. This information does not identify any individual or business organization.

4. Third-Party Service Providers

We use third-party service providers to help us operate our Services, who may collect, store, and/or process the information detailed herein. We allow access to our database by third parties that provide

us with services, such as technical maintenance, market research, and shopping functionality, but only for the purpose of and to the extent necessary to provide those services.

If you choose to purchase merchandise, products, and/or services on or through features on the Services, we may forward your company information to third parties for services such as credit card or other payment processing, order fulfillment, credit pre-authorization, and address verification. There are also times when you provide information about yourself to us in areas of the Service that may be managed or participated in by third parties. In such cases, the information may be used by us and by such third party(ies), each pursuant to its own policies. We may also provide your information to our advertisers, so that they can serve ads to you that meet your needs or match your interests.

We use commercially reasonable efforts to engage with third parties that post a privacy policy governing their collection, processing, and use of Non-Personal Data and Personal Data. **While we may seek to require such third parties to follow appropriate privacy policies and will not authorize them to use this information except for the express purpose for which it is provided, and you agree that we do not bear any responsibility for any actions or policies of third parties.**

Google Analytics. We have enabled Google Analytics to collect data about our traffic through the use of Google advertisements and other anonymous identifiers. We use Google Analytics cookies and other cookies to compile data to better understand users and provide users with a more tailored experience. You can opt out of Google Analytics by visiting Google's Opt-Out Browser Add-on website [here](#).

Google Ads (previously Google AdWords). Our Site utilizes Google Ads display brief advertisements, service offerings, and product listings tailored to our content and audience, known as remarketing. Google Ads' system is based partly on browser cookies and partly on keywords determined by advertisers, which characteristics are then used to place ads on pages where they might be of interest to users. You can review Google's privacy policy and further Google privacy controls [here](#).

Constant Contact. Constant Contact is a marketing automation platform that ETS uses for its e-mail marketing services. All of our e-mails sent through Constant Contact include an opt-out/unsubscribe link to allow you to better control what communications you receive from us. Constant Contact's privacy policy can be viewed [here](#).

VisitorTrack. netFactor's VisitorTrack software uses an IP address tracker to automatically track and identify anonymous business visitors to the Site. This allows us to study user traffic across our Site in order for us to understand what products are most relevant to our audience and to improve the Site for users. You can review netFactor's privacy policy [here](#).

PayPal Manager. We use PayPal Manager as our online payment processing service provider. When you made a purchase through your ETS account online, the payment portal for PayPal Manager collects and processes your payment information and allows us to track transactions without storing sensitive payment information on our systems. PayPal's privacy policy can be viewed [here](#).

Nodus Technologies. Nodus Technologies provides our e-commerce software for the ETS online customer store and also provides payment processing services through partnership with PayPal. Nodus' privacy policy can be viewed [here](#).

LinkedIn. We use LinkedIn to facilitate connection between your LinkedIn account our Services. LinkedIn receives data based on this interaction. For information about LinkedIn's privacy policy, please visit their page [here](#).

VC3, Inc. VC3, Inc. is our managed IT partner providing all of our network services, network hosting, network security, email hosting, and storage for our data servers.

A Note about Third-Party Tracking and Our Site — When you use the Internet, unaffiliated parties such as ad networks, web analytics companies, and social networking platforms may collect information about your online activities over time and across our and other websites. This information may be used to provide advertisements for products and services that may interest you, and those companies may use Cookies, clear GIFs, and other tracking technologies. We do not track your activity across different websites or online services. Our Website honors “do not track” signals transmitted by web browsers.

For more information about third-party advertisers and how to prevent them from using your information, visit the NAI's consumer website at <http://www.networkadvertising.org/choices> or <http://www.aboutads.info/choices/>. If you do want to opt out using these tools, you need to opt out separately for each of your devices and for each web browser (such as Internet Explorer, Firefox or Safari) that you use on each device

5. Data Security

We take reasonable steps online and offline to safeguard the Personal Data that you provide to us, including Secure Sockets Layer (SSL) encrypted connections (HTTPS) on our Site, secure multi-tiered firewalls, in an effort to prevent interference or access from outside intruders. User Data is accessible internally only on an as-needed basis for the purpose of fulfilling customer orders.

Nonetheless, it is common knowledge that transmission of information via the internet is not wholly secure, and we cannot guarantee the security of your Personal Data, or any other information, transmitted to or through any of our Service(s). Any transmission of Personal Data, or other information, is at your own risk. By using our Service(s), you acknowledge and accept these risks. As a result, we cannot guarantee or warrant the security of any information you disclose or transmit to us or that are otherwise provided to us and we cannot be responsible for the theft, destruction, or inadvertent disclosure of information. It is your responsibility to safeguard any passwords, ID numbers, or other special access features associated with your use of the Service(s). Any transmission of information is at your own risk. By using our Service(s), you acknowledge and accept these risks.

If you have any questions about security on our Services, or if you become aware of any unauthorized use of an account, loss of your account credentials, or suspect a security breach, notify us immediately via e-mail at atilley@etshydro.com. If our security system is breached, we will notify you of the breach only if and to the extent required under applicable law.

6. Your Choices, Access, and Rights to Your Personal Data

You may change, edit, update, or delete the information you provided, when you set up your account through our Services through your account settings. You may also request the deletion of this information by sending an e-mail to atilley@etshydro.com.

If you reside in certain jurisdictions, such as the European Economic Area, you may also have the following rights and options with regard to accessing, reviewing, correcting, and updating your Personal Data, as well as how we use and disclose your Personal Data:

Right to Access. We respect your right to access and control your information, and we will respond to requests for information and, where applicable, will correct, amend, or delete your Personal Data.

- *How to Access Your Personally Identifiable Information.* You may choose to access or update your Personal Data as it exists in our records, by logging into the account you have created for yourself in Services account, if applicable.
- *Access to Personal Data.* You may choose to access your Personal Data by contacting us and requesting access, a process which shall include our identity verification procedures. Before providing data to you, we will ask for proof of identity and sufficient information about your interaction with us so that we can locate any relevant data. We may also charge you a fee for providing you with a copy of your data (except where this is not permissible under local law).

Updating Communications Preferences (Opt-Out Policy). We do send e-mails to users with information about our Services that we believe may be of interest. Users may opt out of receiving e-mail messages by contacting us via e-mail at atilley@etshydro.com or by clicking on the “unsubscribe” link found at the bottom of every e-mail that we send. If you do not opt-out using the link at the bottom of an e-mail, you will continue to receive electronic communications until you choose to click on the link that will be provided in each e-mail you receive from us. Please note that if you opt-out of receiving marketing-related e-mails from us, we may still send you important administrative messages that are required to provide you with our Services, as applicable.

Right to Rectify — Correction and Deletion. Citizens of some jurisdictions, including the European Economic Area, have the right to correct or amend their Personal Data if it is inaccurate or requires updating. You may also have the right to request deletion of your Personal Data; however, this is not always possible due to legal requirements and other obligations and factors. Remember that you can update your account information by contacting us at atilley@etshydro.com.

Right to Erasure / Be Forgotten. Data Subjects of the European Economic Area may have the right to request that we delete your Personal Data in certain circumstances, such as if holding the Personal Data is no longer necessary or if part of your Right to Object (below).

Right to Object. Data Subjects of the European Economic Area may have the right to object to the use of Personal Data for direct marketing uses, scientific uses, or historical research. If you do not wish to have your Personal Data shared with third parties, contact our Data Protection Officer as described at the end of this document. If you do not wish to receive future commercial messages from us, simply follow the unsubscribe instructions contained within the message you receive. (But note that you may continue to receive certain communications from us, such as transactional or relationship messages, and/or messages about your account/profile).

Right to Restrict Processing. Citizens of some jurisdictions, including the European Economic Area, have the right to request that we stop processing their Personal Data.

Right to Data Portability. Data Subjects of the European Economic Area have the right to request that we provide your Personal Data for the purpose of sharing it with another service provider (through a secure process).

Filing a Complaint. If you are not satisfied with how we manage your Personal Data, you have the right to make a complaint to a data protection regulator. A list of National Data Protection Authorities can be found [here](#).

7. Data Retention

We will retain your Data in compliance with the requirements of ISO 9001:1015 and only for the limited purposes outlined in this Privacy Policy, unless a longer retention period is required by law. If you have any questions regarding our Data retention policies or feel that we have retained your Personal Data erroneously, please contact us at atilley@etshydro.com. At any time, users may request deletion of their accounts by emailing us at the address above. When you delete your account, it cannot be recovered.

Please note that we also retain Non-Personal Data, including aggregated, de-identified data for the purposes described in the section titled, “How We Use Data.”

8. Data Protection Officer

Our appointed Data Protection Officer is Andrea Tilley. If you have an inquiry regarding your Data, please send your message to Andrea Tilley at atilley@etshydro.com.

9. Links to Third-Party Sites

Our Services may contain links to other sites that are not operated by us. If you click on a third-party link, you will be directed to that third party’s site. Such links do not constitute an endorsement by us of those other websites, their content or services, or the persons or entities associated with those websites. This Privacy Policy does not apply to third-party websites. We have no control over, and assume no responsibility for, the content, privacy policies, or practices of any third-party sites or services. We encourage you to review the privacy policies and terms of all third-party websites or services that you may visit.

10. Children's Privacy

We do not sell products or services for purchase by anyone under the age of thirteen (13). In accordance with the Children’s Online Privacy Protection Act (“COPPA”), we will never knowingly request or solicit Personal Data from anyone under the age of thirteen (13) without verifiable parental consent. In the event that we receive actual knowledge that we have collected such Personal Data without the requisite and verifiable parental consent, we will delete that information from our database as quickly as is practical. We reserve the right to request proof of age at any stage so that we can verify that minors are not using the Service(s).

11. Your California Privacy Rights

California Civil Code Section 1798.83 permits California residents to request and obtain a list of what Personal Data (if any) we disclosed to third parties for direct marketing purposes in the preceding calendar year and the names and addresses of those third parties. Requests may be made only once a year and are free of charge. Under Section 1798.83, California residents are entitled to request and obtain such information, by e-mailing a request to atilley@etshydro.com.

12. Changes in the Privacy Policy

We reserve the right to modify and update this Privacy Policy at any time by posting an amended version of the statement on our Site. Please refer to this policy regularly. If at any time we decide to use Personal Data in a manner different from that stated at the time it was collected, we will notify you either on the panel home page of our Site or via e-mail.

13. How to Contact Us

Because protecting your privacy is important to us, you may always submit concerns regarding our Privacy Policy on the contact us page. We will attempt to respond to all reasonable concerns and inquiries expeditiously.

If you have any questions or comments about our Privacy Policy, please contact us at:

By e-mail: atilley@etshydro.com

By telephone: 901-369-5405

By regular mail:

3861 Delp Street

Memphis, Tennessee 38118

ATTN: Andrea Tilley

Please be assured that any Personal Data that you provide in communications to us will not be used to send you promotional materials, unless you so request.