

# EvoLux Privacy Policy

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Effective Date: 15<sup>th</sup> October 2024. 10/15/2024.

In this Policy, "EvoLux", "we", "our," or "us" refers to the EvoLux entity responsible for the collection, use, and handling of Personal Data as described in this document. At EvoLux, we are committed to protecting your privacy and ensuring the security of your personal information. This Privacy Policy outlines our practices regarding the collection, use, and sharing of your personal information.

## 1. Information We Collect

EvoLux collects personal information that you provide during the registration process, including your name, email address, phone number, and other personally identifiable information, i.e. date of birth; gender; height; weight (which we use when determining flight information, such as aircraft capacity limits and fuel usage); and credit card information including your credit card account number, credit card expiration date, credit card billing address, and name of the card holder. These are used to create an account and provide our services. This information is used to enhance your experience and deliver services such as SMS notifications and booking confirmations. Providing this information is necessary for us to create your account and deliver our services.

In order to benefit fully from our Services, you may also provide additional information on your User Account such as your profile picture, description, preferred departure and destination locations. The information you provide may personally identify you and we may publicly list some of this information on the Services. For example, your first name, last name, and username may be provided to other members of our Services when you initiate, watch, or join a SkyShare. You can alter and correct your information by logging into your User Account.

### Payment Information Collected through Stripe

When you make payments through EvoLux, we use Stripe as our payment processor.

Information collected via Stripe includes:

- Your name, email address, and billing details
- Payment information, such as credit/debit card numbers and bank account information Stripe processes this data in accordance with their own privacy policy, which you can view [here](#).

### 1.1 Other information shared by users

You may provide additional information when you use our Services or choose to share through the Services. This includes profile information such as your description and profile picture, as well as other content and information posted on or shared through the Services such as data, images, comments, location information, and other material (collectively, "User Content").

When you elect to share data from your User Account with others, we collect the information you provide about those individuals such as their name and email address. Other users may provide information about you when they choose to share data with you on or through the Services and we may collect your name, username, or email address.

By default, some User Content posted or shared on the Services is public and this public information is disseminated both broadly and instantaneously. Your profile information and User Content that is publicly shared may be delivered to a wide range of users and Services. Providing this additional information including User Content is optional.

### 1.2 Automatically collected information

When you access or use our Services, you disclose certain information related to your hardware and software that we automatically collect.

We also collect industry standard log data about the browser and operating system you are using, the address of the external or internal page that referred you, your IP address at the time of account creation, and keep a log of the pages that you visit on the Services in association with your IP address. In addition, we may collect your browser type, access times, search terms, device type, device IDs, and application IDs. We may also collect information on how you access and interact with the Services, including administrative Services such as email notifications and third party Services.

### 1.3 Accessing your information

You can access some of the information that we collect about you. If you are a registered user, you may access or modify your personally identifiable information at any time by signing into your account. You may access or modify your communications preferences by following the instructions included in any communications you receive. In the case of administrative communications concerning the Services, these emails are provided to all registered users and considered to be a part of the Services.

You may modify or delete your information or User Content, subject to limitations, through your User Account. You can also permanently delete your EvoLux account by contacting us. We remove personally identifiable information and other information associated with your account promptly after you delete your account. In certain circumstances, however, EvoLux may be unable to remove some of your information and User Content, such as information you post through the Services to other services or otherwise publicly share.

If you wish to update or delete payment-related information collected via Stripe, you can contact us or follow Stripe's privacy procedures outlined [here](#).

## 2. Eligibility

You must be at least 18 years old to create an account with EvoLux. By registering, you confirm that you are at least 18 years of age. EvoLux is not intended for users under the age of 18. If we become aware that a user under the age of 18 has provided personal information, we will take steps to delete such information and terminate the account.

## 3. How We Use Your Information

We use the information collected from you to:

- Create and manage your account.
- Provide SMS notifications about flight availability, booking confirmations, and other related communications.
- Respond to your inquiries and requests for services.
- Process payments for services through Stripe.
- Prevent fraud and comply with legal obligations.

## 4. How we share your information.

We do not disclose or share your private personally identifiable information except in the limited circumstances described in this Privacy Policy.

### 4.1 When we have your consent.

EvoLux may make your information available to others with your express consent. For example:

- When you use our services to charter an aircraft, you explicitly consent to allow EvoLux to share your name and contact information with the air carrier responsible for your flight.
- If you opt to participate in a SkyShare, you consent to sharing your profile details, including your first name and username, with other members of that SkyShare.

When we do not have your consent.

Your consent is not required for the disclosure of your information in the following limited circumstances:

- As Required by Law: We may disclose your information to comply with laws and regulations, such as:
  - Responding to a valid subpoena.
  - Complying with Federal Aviation Administration regulations.

- Investigating suspected fraud or security breaches.
- To Protect Rights and Safety: We may disclose your information if we believe, in good faith, that it is necessary to:
  - Protect our legal rights or property.
  - Ensure your safety or the safety of others.
- Business Transfers: If EvoLux is involved in a merger, acquisition, liquidation, dissolution, or sale of assets:
  - You will be notified via email or through a prominent notice on our services regarding any change in ownership or use of your information.
  - For instance, if EvoLux merges with another company, we may share your information with the new owners to continue providing our services.

#### Service Providers

To provide you with the best experience possible, we may share your personally identifiable and non-personally identifiable information with service providers who operate on our behalf, both in the United States and abroad. We authorize these third parties to use your personally identifiable information only as necessary to fulfill the services we provide to you. We do not share your information with third parties or affiliates for marketing or promotional purposes.

#### Public or Anonymous Information

We may share or disclose your public or anonymous information. Public information includes:

- Your public profile information, such as your name, username, and profile picture.
- Interactions with content shared by others on the site, such as comments or likes.

Anonymous information may be aggregated and shared with others but cannot be used to identify you. For example, we may disclose the total number of users who have chartered an aircraft in a specific period or the most popular destinations selected by users.

#### 5. SMS Notifications

By registering for an account or opting in through our sign-up form, you agree to receive SMS notifications from EvoLux regarding your inquiries and bookings. We utilize Twilio as our SMS service provider to deliver these notifications. Standard message and data rates may apply, and the frequency of messages may vary. To opt out of SMS communications, you can change preferences in your profile. For assistance, email [info@evo-lux.com](mailto:info@evo-lux.com).

#### 6. Data Sharing

At EvoLux, we take your privacy seriously and ensure that your personal information is handled securely. We do not share, sell, or disclose your personal information to third parties for marketing or promotional purposes.

We may share your personal information with trusted subcontractors or service providers solely to deliver the services you have requested. These third parties, including Twilio and Stripe, are bound by data protection agreements and may not use your personal information for any purpose other than providing services on behalf of EvoLux. For example, we share your phone number with Twilio to deliver important notifications related to your bookings or inquiries. Stripe may collect and process your payment information in order to complete your transactions and comply with applicable laws (including anti-fraud and anti-money laundering laws).

#### 7. Your Privacy Choices

You may update or correct your personal information at any time by accessing your account settings. If you wish to stop receiving SMS notifications, you can opt out by changing settings in your profile.

#### 8. Data Retention

We retain your personal information for as long as necessary to fulfill the purposes for which it was collected or as required by applicable law. If you close your account or request deletion of your data, we will take appropriate measures to delete or anonymize your information unless retention is required by law or for legitimate business purposes.

We collect this information to generate statistics about use of the Services and use the results to customize as well as improve the overall quality of the Services. In general, we either delete Log Data or remove any personal identifiers such as your name, username, email address, or IP address, within 18 months of collection.

Payment information processed via Stripe is retained according to Stripe's data retention policies, and EvoLux does not store full payment details on our servers.

## 9. Cookies and Tracking Technologies

Our website uses cookies and similar tracking technologies to provide and improve our services. Cookies are small data files stored on your device that help us track and customize your experience on our website. You can manage your cookie preferences by adjusting your browser settings.

## 10. California Consumer Privacy Act (CCPA)

EvoLux is committed to complying with relevant data protection laws, including the General Data Protection Regulation (GDPR) and the California Consumer Privacy Act (CCPA). This includes giving you control over your personal information, providing transparency about how we use your data, and allowing you to exercise your privacy rights.

If you are a California resident, you have specific rights regarding your personal information under the California Consumer Privacy Act (CCPA). These rights include:

- The right to know what personal information we collect, use, disclose, and sell (we do not sell your personal information).
- The right to request access to or deletion of your personal information.
- The right to opt out of the sale of your personal information (if applicable).

To exercise your CCPA rights, please contact us at [info@evo-lux.com](mailto:info@evo-lux.com). or by mail to the following address:

Attn: CA Disclosure Information

EvoLux Transportation, LLC

1605 Renaissance Commons Blvd.

Suite 238

Boynton Beach, FL 33426

## 11. Links to Third-Party Websites

Our website may contain links to third-party websites for your convenience. Please be aware that we are not responsible for the privacy practices of other sites. We encourage you to review their privacy policies before providing any personal information.

## 12. Security of Your Information

EvoLux is committed to protecting your personal information and takes appropriate security measures to ensure your data is safeguarded from unauthorized access, alteration, or disclosure. These measures may include encryption, firewalls, and secure server facilities.

Stripe uses industry-standard encryption to ensure the security of your payment information during transmission and when stored. For more details, please refer to Stripe's security measures.

We regularly review our compliance with this Privacy Policy. We will respond to formal written complaints regarding your privacy and work to resolve privacy disputes with you directly. You can submit a complaint via email [info@evo-lux.com](mailto:info@evo-lux.com).

### 13. International Transfers of Data

If you access our services from outside of the country in which our servers are located, your personal information may be transferred to, stored, or processed in a country that may have different data protection laws than your country of residence. We take steps to ensure your personal information is protected according to this Privacy Policy and applicable data protection laws.

### 14. Changes to This Privacy Policy

We may update this Privacy Policy periodically to reflect changes in our practices or for other operational, legal, or regulatory reasons. Please review this page regularly to stay informed of any updates. If we make a change to our Privacy Policy that, in our sole discretion, is material, we will notify you via email to the email address registered with your account or, in appropriate circumstances, through the Services (e.g., notification upon accessing the Site or other web-based services).

By continuing to access or use the Services after those changes become effective, you consent to the terms of the revised Privacy Policy. Use of information we collect now is subject to the Privacy Policy in effect at the time such information is used.

### 15. Contact Information

If you have any questions or concerns regarding this Privacy Policy or how your information is handled, please contact us at [info@evo-lux.com](mailto:info@evo-lux.com).