

PRIVACY NOTICE

Effective date: **September 24, 2024**

1. NOTICE STATEMENT

This Privacy Notice ("**Notice**") outlines the practices and procedures of Everstake Validation Services LLC, a limited liability company registered in the Cayman Islands, and its affiliates (collectively - "**Everstake**", "**Company**", "**We**", "**Us**", or "**Our**") regarding the collection, usage, storage and sharing of personal data from users utilising our Services and/or Website. By visiting our Website and/or using our Services, individuals, whether on their own behalf or on behalf of legal entities ("**You**", or "**User**") agree to the provisions of the Privacy Notice and information contained herein. This Privacy Notice forms an integral part of our Terms of Use, available on the Website. You agree that this Privacy Notice shall be read together with the mentioned Terms of Use.

2. DEFINITIONS

- **Controller** is the entity that determines the purposes and means of processing personal data. The controller decides "why" and "how" the data will be processed.
- **Processor** is a party that processes personal data on behalf of a Controller. The processor follows the controller's instructions and does not make decisions about the purposes or means of processing.
- **Personal Data** refers to any information related to an identified or identifiable individual.
- **Legal Grounds** are the lawful bases under which personal data can be processed in compliance with data protection laws such as GDPR. These include consent, performance of a contract, compliance with a legal obligation, protection of vital interests, public interest, and legitimate interests pursued by the controller or a third party, provided they do not override the rights of the data subject.

- **Website** refers to everstake.one and relevant domains.
- **Services** refers to the provision of Staking services as defined in the Terms of Use.

3. WHAT DATA DO WE COLLECT

Everstake does not collect any sensitive data (as outlined in GDPR, [Article 9](#)) about Users that includes details about their religious or philosophical beliefs, sex life, sexual orientation, political opinions, trade union membership, data about Users' health and genetic and biometric data. Everstake only collects personal data that it deems to be reasonably necessary to fulfil Users' requests and/or Everstake legitimate business objectives.

Personal data does not include any publicly available data from government records and de-identified or aggregated consumer data.

We collect your personal data for specified, explicit, and legitimate purposes, and we do not further process it in a manner that is incompatible with those purposes. In certain cases, such as archiving for public interest, scientific or historical research, or statistical purposes, further processing is undertaken in accordance with applicable law and is not considered incompatible with the initial purposes.

We ensure that the personal data we collect is adequate, relevant, and limited to what is necessary for the purposes for which it is processed.

We may collect and process certain types of personal data, including, but not limited to:

- Contact Data:
 - Full name;
 - Usernames or handles;
 - Email addresses;
 - Social media handles.
- Blockchain-related Data:
 - Cryptocurrency wallet address;

- Wallet service provider name;
- Transaction history and smart contract interactions.
- Device And Connection Data:
 - IP addresses;
 - Browser data (e.g. device type, operating system, language, timezone, type, version and other applicable data);
 - Location data. We receive data from you and third-parties/services that help us approximate your location. We may, for example, use an IP address received from your browser or device to determine approximate location to assist with localization or for security purposes.
- User Content Any data, including text, images, or multimedia, created or uploaded by the user.
- Additional data provided to Us:
 - User preferences and settings;
 - Consent records for data processing activities, including cookie settings;
 - We also receive Other data when submitted to our Website, Services or in other ways, such as responses or opinions you provide if you participate in a focus group, contest, activity or event, feedback you provide about our products or services, request support, interact with our social media accounts or otherwise communicate with Us.

Your personal data may be stored and processed on servers and databases located in various countries around the world, including outside of your country of residence. This global infrastructure is designed to provide you with reliable, efficient, and secure services, but it also means that your data may be subject to the laws and regulations of different jurisdictions.

We do not knowingly collect or process personal data from individuals under the age of 18 (or applicable age of consent in your jurisdiction). If you are under this age, please refrain from using our Services, Website or providing any personal data.

4. WHAT COOKIES DO WE USE?

A cookie is a small piece of data that a website stores on a users' computer hard drive. This enables the website to remember the users' preferences and track the pages they visit, making their experience more efficient and enjoyable.

We use a Consent Management Platform (“**CMP**”) to ensure compliance with applicable data protection laws related to the use of cookies and similar technologies on our website. Through the CMP, you are provided with clear choices regarding which types of cookies you consent to, including necessary, performance, analytics, functional and advertising cookies. You may modify your preferences at any time through the CMP interface, accessible on our website.

By consenting to the use of cookies, you agree to the collection, storage, and processing of your data as outlined in CMP. If you do not consent, only essential cookies, which are required for the website to function properly, will be used. Please note that disabling certain cookies may affect your experience or the functionality of the website.

5. WHAT ARE LEGAL GROUNDS FOR DATA PROCESSING?

We process personal data based on one or more of the following legal grounds in compliance with applicable data protection laws:

- **Consent:** We may process your personal data where you have provided clear and explicit consent for a specific purpose. Consent can be withdrawn at any time.
- **Performance of a Contract:** Processing is necessary for the performance of a contract to which you are a party or to take steps at your request before entering into a contract.
- **Legal Obligation:** We may process your personal data where it is necessary to comply with a legal obligation to which we are subject.
- **Vital Interests:** We may process personal data where it is necessary to protect your vital interests or those of another individual.

- **Legitimate Interests:** We may process your data where it is necessary for the purposes of our legitimate interests or those of a third party, provided those interests are not overridden by your rights and freedoms.

6. HOW DO WE PROCESS YOUR DATA?

We process your personal data for the following goals:

- **To Provide, Maintain, and Enhance Our Website and Services:** We process your data to ensure the proper functioning, development, and continuous improvement of our website and services, optimizing user experience and operational efficiency.
- **To Facilitate Communication and Relationship Management:** We process your data to establish and maintain relationships, respond to your inquiries, and manage interactions, ensuring timely and effective communication.
- **Cooperation with Governmental Authorities and Court Orders:** We process your data to meet our legal obligations, including compliance with regulatory requirements, cooperation with law enforcement agencies, exercising or defending legal rights, or providing necessary disclosures in legal proceedings.
- **To Safeguard Vital Interests:** We may process your data to protect your vital interests or those of a third party, particularly in scenarios involving potential risks to personal safety or emergencies that require immediate attention.
- **To Support Contract Negotiations and Conclusion:** We process your data to facilitate contract negotiations, draft agreements, and finalize contractual arrangements, ensuring that all terms are appropriately documented and executed.
- **To Protect Our Services:** We process your data to detect, prevent, and mitigate potential threats to the integrity, availability, and security of our services, including fraud prevention and abuse detection.
- **To Identify Usage Trends and Analyze Performance:** We process your data to monitor, analyze, and identify trends in the use of our website and services,

helping us make data-driven decisions to improve performance and user satisfaction.

- **To Conduct Data Analysis:** We use your data to perform analytics, helping us gain insights into user behavior, preferences, and service efficiency, which guide our business strategies and decisions.
- **For Other Legitimate Business Purposes:** We may process your data for other lawful purposes, including internal audits, research, and improving our business operations, provided these purposes are compatible with the original intent of data collection.

7. HOW DO WE COMMUNICATE WITH YOU?

We may use your personal data to send you marketing communications, including newsletters, promotions, and updates about our products and services, as well as those of our partners, that we believe may be of interest to you. We will only send you marketing communications if you have provided your consent, where required by law, or if you have opted in to receive such communications.

You have the right to opt out of receiving marketing communications at any time. To do so, you can follow the unsubscribe link provided in any marketing email, adjust your preferences in your account settings, or contact us directly via the email mentioned in clause 14 below. Please note that even if you opt out of receiving marketing communications, we may still send you non-promotional messages related to your account or our ongoing business relationship (e.g., service updates, legal notices).

We do not sell or share your personal data with third parties for their direct marketing purposes without your explicit consent.

8. HOW DO WE ENSURE DATA ACCURACY?

We take every reasonable step to ensure that your personal data is accurate and, where necessary, kept up to date. Inaccurate data, considering the purposes for which it is processed, will be erased or rectified without delay.

9. WHEN AND WITH WHOM WE SHARE YOUR DATA?

We may share your personal data with service providers, affiliates and professional advisors, with whom we cooperate to provide you the Services and/or maintain Website. These data recipients cannot use, share, store or disclose your personal data for the purposes, other than to provide Services and/or maintain Website. Before sharing, we ensure that such recipients have implemented reasonable security measures to protect your personal data as well as are aware of the requirements to maintain confidentiality.

We may also disclose your personal data per request of governmental authorities and/or by the court order.

10. HOW DO WE PERFORM INTERNATIONAL DATA TRANSFERS?

We reserve the right to process your personal data worldwide in accordance with applicable privacy laws and regulations. When your personal data is shared or transferred, we will ensure that the transfer will be subject to appropriate safeguards in accordance with applicable data protection legislation and corresponding level of protection.

11. HOW DO WE SECURE YOUR PERSONAL DATA?

Everstake renders the Services diligently and professionally, adhering to applicable industry standards, such as SOC2 and ISO/IEC 27001.

Everstake has implemented various measures to ensure the security of the personal data it collects. We have taken a comprehensive approach, employing both technical and organisational safeguards to maintain the confidentiality, security, availability, integrity and resilience of the personal data gathered from our Users. These measures are aimed at safeguarding User data against misuse, unauthorised access, loss, alterations, or deletion.

Personal data is securely stored and processed in controlled environments that are not publicly accessible and can only be accessed by authorised employees, consultants, and service providers. These actions encompass a range of strategies, including but not limited to physical controls, data encryption, pseudonymisation,

access control, data storage and retention, and the implementation of internal policies.

We have implemented processes for regularly testing, assessing, and evaluating the effectiveness of our technical and organisational measures to ensure the security of the storing and processing of your personal data.

In the event of a suspected breach of personal data, Everstake has established procedures to address such incidents. We will notify Users and any relevant regulatory authorities of a breach whenever such notification is legally required. Your data security and privacy are of utmost importance to us.

12. HOW LONG DO WE RETAIN YOUR PERSONAL DATA?

We will retain your personal data for as long as required for the purposes it was initially obtained for.

In case We have a business relationship with You, we are able to retain your personal data for as long as our business relationship continues.

When We have no purpose to retain and process your personal data, and/or our business relationship with You ends, then we will erase your personal data.

Erased data may be retained in generalised form for our internal statistical purposes, along with your history of actions and requests related to the Website and Services.

13. WHAT ARE YOUR RIGHTS?

You have certain rights concerning your personal data, including:

- **Right to Be Informed:** You have the right to be fully informed about how your personal data is collected, processed, and used by us.
- **Right of Access:** You may request access to your personal data, allowing you to view and obtain a copy of the data we hold about you.
- **Right to Rectification:** You have the right to request the correction of inaccurate or incomplete personal data to ensure that it is accurate and up-to-date.

- **Right to Erasure (Right to Be Forgotten):** You may request the deletion of your personal data, subject to certain limitations. Personal data that is required to fulfill contractual obligations or for verification purposes may not be eligible for deletion upon request.
- **Right to Withdraw Consent:** You have the right to withdraw your consent at any time regarding the processing of your personal data for specific purposes, such as receiving marketing communications. Withdrawal of consent does not affect the lawfulness of processing based on consent prior to its withdrawal.
- **Right to Object or Restrict Processing:** You may object to or request the restriction of the processing of your personal data in certain circumstances. However, this may impact our ability to provide certain services to you.
- **Right to Restrict Use and Disclosure:** You have the right to limit how your personal data is used or disclosed in specific contexts, ensuring your data is handled in accordance with your preferences.
- **Right to Data Portability:** You may request the transfer of your personal data to another service provider or obtain it for your own use in a structured, commonly used, and machine-readable format, facilitating the reuse of your data across different services.

If you wish to exercise any of the rights mentioned above, please contact us via email mentioned in clause 14 below.

14. HOW DO YOU CONTACT US?

If you have any questions, concerns, or requests regarding this Privacy Notice or the processing of your personal data, please contact us at legal@everstake.one.

15. GENERAL PROVISIONS

We will review and update this Privacy Notice from time to time as required to be in line with applicable data protection rules and regulations. It is your responsibility to review this Privacy Notice for any updates.