



## **Privacy Policy**

*This Privacy Policy was last updated on May 16, 2018*

Sprout Pharmaceuticals, Inc. (the "Company") created this official privacy policy (the "Privacy Policy") to set forth its privacy practices for Addyi.com (the "Site"). The Company respects your privacy and is committed to protecting it through compliance with this policy. By using the Site, you agree to all of the terms and conditions of the Privacy Policy. Please be sure to read this entire Privacy Policy before using the Site or submitting information to the Site. If you disagree with or do not accept any part of the Privacy Policy, do not use the Site or submit any information to the Site.

The Privacy Policy is a part of, and subject to, the Site's Terms of Use. The Privacy Policy and the Terms of Use are legally binding on all users of the Site.

The Privacy Policy describes the types of information we may collect from you or that you may provide when you visit the Site, and our practices for collecting, using, maintaining, protecting, and disclosing that information. The Privacy Policy details our commitment to your privacy, including:

- (1) the types of information the Company collects and how it collects this information;**
- (2) how the Company uses and may disclose the information it collects;**
- (3) the measures the Company takes to secure and protect the information it collects;**
- (4) how the Company secures and protects Personal Information; and**
- (5) how you can contact the Company.**

The Privacy Policy applies to information we collect: (a) on the Site; (b) in email and other electronic messages between you and the Site; and (c) through any mobile and desktop applications you download from the Site.

The Privacy Policy does not apply to information collected by: (a) the Company through any other means, including on any other website owned or operated by the Company or information collected offline; or (b) any third party including through any third-party application or content, including advertising, that may link to or be accessible from, or on, the Site.

### **1. Collection of Information**

#### **(a) Active Collection of Personal Information**

The Company may collect information you provide in connection with your access to and use of the Site. This includes, but is not limited to, any comments, suggestions, or other information that

you provide on, through, or relating to the Site, and/or that relates to the Company's products or the Company. This also includes records and copies of correspondence, including personal and contact information, that you generate if you contact us or provide if you would like us to contact you; responses to surveys that we may ask you to fill out for research and marketing purposes; and your search queries. This information is necessary for the adequate performance of contracts between you and us, if any, to enable us to comply with legal obligations, and given our legitimate interest in being able to provide and improve the functionalities of the Site.

### **(b) Passive Collection of Information through Tracking Technology**

The Site uses Google Analytics, a web analytics service provided by Google, Inc. ("Google") to help analyze how users use the Site. Google Analytics uses "cookies" and other tracking technology to collect aggregate data ("Aggregate Data") from your visits to the Site. Cookies are text files the Site places in your computer's browser to store your preferences. Cookies do not cause damage to your computer system or files. Only the website that transferred a particular cookie to you can read, modify, or delete such cookie. Your browser should allow you to delete existing cookies, decline cookies, or give you the choice of declining or accepting cookies. Your personal information will not be extracted from the cookies. To learn more about the privacy policy of Google Analytics, refer to [Google's Policies and Principles](#). Use the [Google Analytics Opt-out Browser Add-on](#) to prevent analytics information from being sent to Google Analytics. The Company stores any Aggregate Data we collect from you in aggregate form. The Company is not able to identify any particular user or individual from the Aggregate Data. The Company uses the Aggregate Data it collects in a variety of ways, including but not limited to keeping count of your return visits to the Site, accumulating and reporting aggregate statistical information regarding the Site, and determining which features users prefer.

In addition to Google Analytics, we may also use automatically-collected information that helps us to customize the Site to match our users' individual interests and recognize returning users, estimate the number of website-users and their usage patterns, and increase the speed of our users' searches. We may use the below tools to collect this data:

- "Pixel tags," "web beacons," "clear GIFs," or similar means (collectively, "Pixel Tags"). We use these small electronic files to compile aggregate statistics about Site usage and response rates. Pixel Tags allow the Company to count the number of users who have visited certain pages of the Site, to deliver branded services, and to help the Company determine the effectiveness of its promotional or advertising campaigns as well as the effectiveness of the Site itself. When Pixel Tags are used in HTML-formatted email messages, they can tell the sender whether and when the email has been opened.
- Referrers and your Internet Protocol (IP) Address. Referrers are small files containing information your web browser passes to the Company's web server that references the URL which you used to access the Site. Your IP address is the number used by computers on the network to identify your computer so that you can receive data.
- Environmental variables. Environmental variables include, but are not limited to, the domain from which you access the Internet, the time you accessed the Site, the type of web browser, operating system, and platform your computer uses, the Internet address of

the previous website you visited before entering the Site, the names of the pages you visit while at the Site, and the next Internet website you visit after leaving the Site.

### **(c) Other Sources**

To the extent permitted by applicable law, the Company may receive additional information about you, such as demographic data or fraud detection information, from third party service providers and/or partners, and combine it with information we have about you. For example, the Company may receive background check results (with your consent where required) or fraud warnings from service providers like identity verification services for our fraud prevention and risk assessment efforts.

## **2. How We Use and Disclose Information**

The Company may use and/or disclose your information (including your Personal Information) as follows:

- (a) Your Consent.** Where you have provided consent, we may share your information, including personal information, as described at the time of consent.
- (b) Our Business Purposes.** We may use your information for the Company's everyday business purposes such as to (1) provide products and/or services to you including through our subsidiaries and affiliates, (2) communicate updates, promotions, or news about the Company, its products, or events through e-mail or direct mail, (3) market our products and services, (4) monitor and conduct reviews of the Company's products and offers, (5) help the Company improve its current products or develop new products, (6) collect demographic and geographic information about the users of the Site and its products, (7) communicate administrative or legislative related information, and (8) fulfill any other purpose for which you provide the information.
- (c) Service Providers.** The Company uses a variety of third party service providers to help us provide services related to the Site and our products and services. Service providers may be located inside or outside of the United States or the European Economic Area ("EEA"). These providers have limited access to your information to perform tasks on our behalf, such as website and software optimization, and are contractually bound to protect and to use it only for the purposes for which it was disclosed and consistent with this Privacy Policy. The Company will need to share your information, including personal information, in order to ensure the adequate performance of any contract with you and given our legitimate interest in being able to provide and improve the functionalities of the Site.
- (d) Business Transactions.** The Company reserves the right to transfer any information collected, including personal information, in the event of a transfer of ownership, assets, securities, or bankruptcy involving the Company and in connection with Company business transactions such as buying or selling subsidiaries or engaging in joint ventures with third parties; provided, however, the Company will use reasonable efforts to notify you before your personal information is transferred and becomes subject to a different privacy policy.

**(e) Compliance with Law.** The Company may disclose your information, including personal information, to courts, law enforcement or governmental authorities, or authorized third parties, if and to the extent we are required or permitted to do so by law or if such disclosure is reasonably necessary: (i) to comply with our legal obligations; (ii) to comply with legal process and/or to respond to claims asserted against the Company; (iii) to respond to verified requests relating to a criminal investigation or alleged or suspected illegal activity or any other activity that may expose us, you, or any other of our users to legal liability; (iv) to enforce and administer our Terms of Use; or (v) to protect the rights, property, or personal safety of the Company, its employees, or members of the public.

Where appropriate, we may notify you about legal requests unless: (i) providing notice is prohibited by the legal process itself, by court order, or by applicable law; or (ii) we believe that providing notice would be futile, ineffective, create a risk of injury or bodily harm to an individual or group, or create or increase a risk of fraud or other liability upon the Company.

**(f) Subsidiaries and Affiliates; Third Parties.** We may disclose your information to the Company's subsidiaries and other affiliates. Further, to the extent you have consented or not opted out, we may release your information to third parties to market their products or services to you. We require these third parties to keep your information confidential and use it only for the purposes for which we disclose it to them.

**(g) Aggregated Data.** The Company may share aggregated information (information about our users that we combine together so that it no longer identifies or references an individual user) and other anonymized information for regulatory compliance, industry and market analysis, demographic profiling, marketing and advertising, and other business purposes.

**(h) Compliance with Terms of Use.** We may disclose Personal Information in order to enforce our Terms of Use and any other agreements.

### **3. Your Responsibilities and Choices**

#### **(a) User Generated Content Functions**

This Site may allow you to submit your own content to the Site through various Site functions. Any content that you submit to or for use on the Site may become public information. You should exercise caution if any content you submit includes any information about yourself or others, including any personal information. The Company is not responsible for the results of such submissions and it cannot prevent such information from being used by third parties in a manner that may violate this Privacy Policy, the law, or your personal privacy and safety. By submitting any User Content to the Site, you signify your acceptance of, and agreement to follow and be bound by, the Terms of Use and the Privacy Policy.

#### **(b) Accuracy and Confidentiality**

It is your responsibility to provide current, complete, truthful, and accurate information, and to keep such information up to date. The Company cannot and will not be responsible for any

liability or other problems that may arise from your failure to enter current, complete, truthful, and/or accurate information, or your failure to update such information. You, not the Company, are solely responsible and liable for your activity, behavior, use, and conduct on the Site or any other activity or conduct in connection with the Site. Any submission of information by you does not guarantee that the Company will permit you to use any or all of the features or functions of the Site.

### **(c) Communication with Users; Opt-Outs; Attempted Fraud**

The Company may contact users who have entered personal information in connection with the Site. You may “opt out” of receiving marketing and promotional emails by following the opt-out procedure described in each email the Company sends. However, even if you opt out of receiving marketing and promotional emails, the Company may continue to email you for administrative or informational purposes, including follow-up messages regarding any content you have submitted to the Site.

You may also set your internet browser to disable or refuse some or all browser cookies, to alert you when cookies are being set, and to delete some or all cookies once received. However, if you disable or refuse cookies, some parts of the Site may not function properly.

The Company does not and will not send you emails asking you to provide or confirm sensitive personal information. A technique known as “phishing” attempts to steal personal identity data and financial account credentials from consumers. “Phishers” use “spoofed” emails to lead consumers to sham websites which trick recipients into divulging personal information including credit card numbers, account usernames, passwords, and social security numbers. If you receive such an email communication purporting to be from Addyi.com, please forward it immediately to [info@sproutpharma.com](mailto:info@sproutpharma.com) and then delete it from your computer.

## **4. Third-Party Websites**

The Site may provide links to third-party websites. These websites operate independently from the Company and may have their own privacy policies or statements. We encourage you to review the privacy policy of any third-party website or resource before using it. You accept sole responsibility for and assume all risk arising from your use of any such websites or resources.

## **5. Security and Protection of Personal Information**

The Company does not sell, rent, or trade any personal information you provide to the Company, nor does it disclose any such personal information to any third parties outside the Company except as specified under this Privacy Policy and except in those specific instances when a user gives the Company specific permission to do so. The Company does not sell, lease, or rent any email lists to third parties.

The Company uses firewalls and physical controls to maintain security and confidentiality on the Site to protect against unauthorized disclosures, use, alteration, or destruction of the information you provide to the Site. The Company limits access to the databases containing information to its key personnel. However, the security of your Personal Information also depends on you. The Company cannot guarantee the security of Personal Information, and, therefore, any transmission

of Personal Information is at your own risk. We also cannot guarantee that information you provide to us over the Internet will not be intercepted.

## **6. Access to Personal Information; Company Rights**

### **(a) Your Personal Information**

Access to the Information you provided to the Site may be accessible for a limited period of time from the point of collection.

### **(b) The Company's Rights**

The Company reserves the right to deny access and/or use privileges to any user, including without limitation, of any services, features, or functions of the Site if there is a question regarding the identity of the person accessing or attempting to access any services, features, or functions.

## **7. Your Rights**

If you have any questions, requests, or concerns related to this Privacy Policy or would like to exercise any of the rights described in this section, you may contact us by emailing us at [info@sproutpharma.com](mailto:info@sproutpharma.com) or by writing to us at the following address:

Sprout Pharmaceuticals, Inc.  
4208 Six Forks Road, Suite 1010  
Raleigh, NC 27609

**(a) Managing Your Information.** You have the right to subscribe or unsubscribe to content from the Company.

**(b) Correction of Inaccurate or Incomplete Information.** You have the right to ask the Company to correct inaccurate or incomplete personal information concerning you.

**(c) Data Access and Portability.** In some jurisdictions, applicable law may entitle you to request copies of your personal information held by the Company. You may also be entitled to request copies of personal information that you have provided to us in a structured, commonly used, and machine-readable format and/or request us to transmit this information to another service provider (where technically feasible).

**(d) Data Retention and Erasure.** The Company generally retains your personal information for as long as is necessary for the performance of contracts between you and us, if any, for our legitimate business interests, or to comply with our legal obligations. If you no longer want the Company to use your information, you can request that we erase your personal information. Please note that if you request the erasure of your personal information:

- We may retain some of your personal information as necessary for our legitimate business interests, such as fraud detection and prevention and enhancing safety.
- We may retain and use your personal information to the extent necessary to comply with our legal obligations.

- Some copies of your information (e.g., log records) may remain in our database, but are disassociated from personal identifiers.
- Residual copies of your personal information may not be removed from our backup systems for a limited period of time.

**(e) Withdrawing Consent and Restriction of Processing.** Where you have provided your consent to the processing of your personal information by the Company you may withdraw your consent at any time by sending a communication to the Company specifying which consent you are withdrawing. Please note that the withdrawal of your consent does not affect the lawfulness of any processing activities based on such consent before its withdrawal. Additionally, in some jurisdictions, applicable law may give you the right to limit the ways in which we use your personal information, in particular where (i) you contest the accuracy of your personal information; (ii) the processing of your personal information is unlawful and you oppose the erasure of such information; (iii) we no longer need your personal information for the purposes of the processing, but you require the information for the establishment, exercise or defense of legal claims; or (iv) you have objected to the processing and a determination of whether the legitimate grounds of the Company override your own is pending.

**(f) Objection to Processing.** In some jurisdictions, applicable law may entitle you to require the Company not to process your personal information for certain specific purposes (including profiling) where such processing is based on legitimate interest. If you object to such processing, the Company will no longer process your personal information for these purposes unless we can demonstrate compelling legitimate grounds for such processing or such processing is required for the establishment, exercise or defense of legal claims.

Where your personal information is processed for direct marketing purposes, you may, at any time, ask the Company to cease processing your data for these direct marketing purposes.

**(g) Lodging Complaints.** You have the right to lodge complaints about the data processing activities carried out by the Company before the competent data protection authorities.

## **8. Notification of Changes**

The Company reserves the right, in its sole discretion, to change, modify, add, or remove portions of this Privacy Policy at any time by updating this posting without advance notice to you. You agree that the Company may notify you of material changes to this policy by indicating the date of the most recent update at the top of the policy, and that you will check the Site frequently for updates. If at any point the Company decides to use your information in a manner different from that stated at the time it was collected, the Company will notify you and you will be given a choice as to whether the Company may use this information in the new manner.

## **9. Tracking**

At this time, the Site does not respond to web browser "do not track" signals. We may add this functionality in the future, and if we do, we will update this Privacy Policy to let you know.

## **10. Children's Privacy**

We are committed to protecting the privacy of children. We do not knowingly collect personal information from children under the age of 18.

## **11. Operating Globally**

### **(a) General**

To facilitate our global operations, the Company may transfer, store, and process your information within the Company or with service providers based in Europe, India, Asia-Pacific, and/or North and South America. Laws in these countries may differ from the laws applicable to your Country of Residence. For example, information collected within the EEA may be transferred, stored, and processed outside of the EEA for the purposes described in this Privacy Policy. Where we transfer, store, and process your personal information outside of the EEA we have ensured that appropriate safeguards are in place to ensure an adequate level of data protection.

In some jurisdictions you may contact your European Data Protection Authority or Commission.

### **(b) For California Customers Only**

California Civil Code Section 1798.83 requires certain California businesses to disclose, upon a customer's written request, (a) a list of the kinds of personal information that the business has disclosed to third parties for direct marketing purposes during the preceding calendar year, and (b) the names and addresses of all of the third parties that received personal information from the business for direct marketing purposes during the preceding calendar year. Businesses must respond to such requests within thirty (30) days, but they are only obligated to respond to one request from a customer in a calendar year.

If you are a current customer in California, you may request this disclosure by sending an e-mail request to [info@sproutpharma.com](mailto:info@sproutpharma.com) listing your name, address, and e-mail address. You must also specifically indicate the nature of your request by including the following language or language substantially similar to it: "I request that you send me your third-party information sharing disclosures as required by California Civil Code Section 1798.83." Alternatively, you may mail your request to the following address:

Sprout Pharmaceuticals, Inc.  
4208 Six Forks Road, Suite 1010  
Raleigh, NC 27609

### **(c) For California and Vermont Customers**

The Company will not share information it collects about you with its affiliates or third parties (both financial and non-financial), except as required or permitted by your state's law.

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