

CALIFORNIA CONSUMER PRIVACY DISCLOSURE

(Last Updated and Effective as of: January 1, 2020)

Click [here](#) for a printer-friendly version of the California Consumer Privacy Disclosure

This section of the [Privacy Policy](#) applies only if you are a resident of California and it supplements the information in the [Privacy Policy](#).

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CATEGORIES OF PERSONAL INFORMATION

If you are a resident of California, we have identified the following categories of personal information that we may have collected from or about you in the last twelve (12) months.

We may combine Other Information we collect from and about you with Personal Information. If we do, we will treat the combined information as Personal Information for as long as it is combined.

Categories of Personal Information	Examples	Collected	Purpose(s) of Collection
(A) Identifiers	Name, alias, address, email, IP, Account Name	Yes	Marketing and promotions, mailings, customer service and contacts, content purchases, payment processing, fraud prevention (See Privacy Policy)

(B) Personal Information Described in Subdivision (e) 1798.80	Name, address, telephone number, credit card number	Yes	Marketing and promotions, mailings, customer service and contacts, content purchases, payment processing, fraud prevention (See Privacy Policy)
(D) Commercial Information	History of purchases for our games	Yes	Customer service and contacts, content purchases, payment processing, fraud prevention (See Privacy Policy)
(F) Internet or Similar Information	Interaction with our Services or advertisements	Yes	Marketing, business analytics, cheat detection, fraud prevention (See Privacy Policy)
(K) Inferences	Consumer preferences and characteristics from use of Services	Yes	Targeted promotions, fraud and cheat detection (See Privacy Policy)

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CATEGORIES OF SOURCES OF PERSONAL INFORMATION

- You, such as when you provide your email address to create your Daybreak Games account or credit card to make a purchase. Categories of Personal

Information include: Identifiers, Personal Information Described in Subdivision (e) 1798.80, Commercial Information, Internet or Similar Information

- Service providers, such as an ISP, billing and fraud services. Categories of Personal Information include: Identifiers, Personal Information Described in Subdivision (e) 1798.80, Commercial Information, Internet or Similar Information, Inferences
- Social networks, such as when you “like” or “follow” a Daybreak Games page or connect your Twitch account with our Services. Categories of Personal Information include: Identifiers, Internet or Similar Information
- Third parties

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INFORMATION DISCLOSED TO THIRD PARTIES

A. Information disclosed to third parties

In the last twelve (12) months, we have identified the following categories of third parties with whom we have shared personal information and which categories of personal information we have shared, as further described in the [Privacy Policy](#):

- Service providers, (A) Identifiers, (B) Personal Information Described in Subdivision (e) 1798.80, (D) Commercial Information, (F) Internet or Similar Information,
- Other users of the Services, (A) Identifiers, (B) Personal Information Described in Subdivision (e) 1798.80
- Government entities, (A) Identifiers, (B) Personal Information Described in Subdivision (e) 1798.80, (D) Commercial Information
- Affiliated companies, (A) Identifiers, (B) Personal Information Described in Subdivision (e) 1798.80, (D) Commercial Information, (F) Internet or Similar Information

We do not sell Personal Information to third parties.

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SPECIAL NOTE ABOUT CALIFORNIA MINORS

Our Services are not directed to children under the age of 13, and we do not knowingly collect Personal Information from such children. With regard to residents of California under the age of 13, please see the [Privacy Policy](#).

We do not sell Personal Information to third parties regardless of our users' age.

If you are a resident of California under the age of 18, please view our [Privacy Policy](#) to learn about your right to request removal of content that you may have publicly posted.

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NOTICE OF CHANGES

As described in our Privacy Policy we reserve the right to modify this California Consumer Privacy Disclosure from time to time.

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RIGHTS OF CALIFORNIA RESIDENTS

The CCPA provides California residents with specific rights regarding their personal information. This section describes your CCPA rights and explains how to exercise those rights. Note that in order to honor your request, CCPA requires us to verify your identity.

A. Verifiable Requests

Only you, or a person registered with the California Secretary of State that you authorize to act on your behalf, may make a verifiable Consumer request related to your Personal Information. You may also make a verifiable consumer request on behalf of your minor child.

A request may be made as [explained here](#).

In order for us to respond to your request, it must be verifiable, meaning that we can verify your identity. **Please note that we cannot respond to your request or provide you with personal information if we cannot verify your identity or authority to make the request and confirm the personal information that relates to you.**

If you would like to designate an authorized agent to make a request on your behalf, please be sure the agent is able to (i) demonstrate you have provided written permission for the agent to submit the request on your behalf, and (ii) provide proof of his or her own identity. If the agent does not satisfy these requirements, we will deny the request.

Making a verifiable consumer request does not require you to create an account with us. However, we generally will consider requests made through your password protected account and/or answering your secret question a reasonable step toward verification

when the request relates to personal information associated with that specific account. Please note that the methods for verification are set forth in the CCPA, which also requires us to consider a number of factors, such as type, sensitivity and value of the Personal Information or risk of harm posed by unauthorized access or deletion, on a case-by-case basis.

We will only use new personal information provided in a verifiable consumer request to verify the requestor's identity or authority to make the request, and for no other purpose.

Verifiable requests must:

- Provide sufficient information that allows us to reasonably verify you are the person about whom we collected personal information or an authorized representative.
- Describe your request with sufficient detail that allows us to properly understand, evaluate, and respond to it.

B. Right to Know

If you are a California resident, you may request that Daybreak discloses certain information to you about our collection and use of your Personal Information over the past 12 months. Once we receive and confirm your verifiable request, we will disclose the following:

- The specific pieces of personal information we collected about you;
- The categories of personal information we have collected about you;
- The categories of sources for the personal information we've collected about you;
- The business or commercial purposes for which the information was collected; and
- The categories of third parties to whom we share that personal information.

For data portability requests, we will select a format to provide your personal information that, if technically feasible, is readily useable and should allow you to transmit the information from one entity to another without hindrance.

C. Right to Delete

If you are a California resident, you may submit a verifiable request for us to delete any personal information we have collected about you, subject to certain exceptions. Once we receive and confirm your verifiable request, we will delete your personal information

from our records, unless an exception applies. If we are not able to verify your identity, we will deny your request to delete. **We may deny your deletion request** if retaining the information is necessary for us or our service provider(s) to:

- Complete the transaction for which the personal information was collected, fulfill the terms of a written warranty or product recall conducted in accordance with federal law, provide a good or service requested by you, or reasonably anticipated within the context of our ongoing business relationship with you, or otherwise perform our contract with you.
- Detect security incidents, protect against malicious, deceptive, fraudulent, or illegal activity, or prosecute those responsible for such activities.
- Debug products to identify and repair errors that impair existing intended functionality.
- Exercise free speech, ensure the right of another consumer to exercise that consumer's right of free speech, or exercise another right provided for by law.
- Comply with the California Electronic Communications Privacy Act (Cal. Penal Code § 1546 et. seq.).
- Engage in public or peer-reviewed scientific, historical, or statistical research in the public interest that adheres to all other applicable ethics and privacy laws, when the business' deletion of the information is likely to render impossible or seriously impair the research's achievement, if you previously provided informed consent.
- Enable solely internal uses that are reasonably aligned with consumer expectations based on your relationship with us.
- Comply with a legal obligation.
- Make other internal and lawful uses of that information that are compatible with the context in which you provided it.

D. Right to Be Free From Discrimination

We may not discriminate against you because you have chosen to exercise your rights under CCPA. Please note that certain Daybreak services require use of your personal information, for example certain billing information is required in order to complete a paid transaction. While you may request to delete your personal information under CCPA, such deletions may affect Daybreak's ability to offer you goods and services.

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SUBMIT REQUESTS OR CONTACT US WITH QUESTIONS

To exercise your right to know or deletion rights described above, or if you have questions, comments, and requests regarding the Privacy Policy and/or your rights as a California resident, please submit a verifiable consumer request to us as follows:

- Via your account in an online help ticket;
- By email at DPO@daybreakgames.com;
- By postal mail: Daybreak Games Data Protection Officer, 15051 Avenue of Science, San Diego, CA 92128, USA

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