

DAYBREAK GAME COMPANY LLC PRIVACY SHIELD POLICY

(Last Updated: October 24, 2017)

Click [here](#) for a printer-friendly version of the privacy shield policy

1. Daybreak Games Privacy Shield Policy

Daybreak Game Company LLC and its affiliates (together "**Daybreak Games**") are committed to respecting and protecting the privacy of those who entrust Daybreak Games with their Personal Information. Accordingly, Daybreak Games has self-certified to the EU-U.S. and Swiss-U.S. Privacy Shield Framework (the "**Privacy Shield**") and adheres to the Privacy Shield Principles (the "**Principles**") as agreed to by the U.S. Department of Commerce and the European Commission. Daybreak Games commits to subject all Personal Information received from the EU to the Principles. To learn more about the Privacy Shield program, and to view our certification, please visit <http://www.privacyshield.gov>.

2. Certified Daybreak Games entities

The following U.S affiliates of Daybreak Game Company LLC also adhere to the Privacy Shield:

- Standing Stone Games LLC

3. Scope of Privacy Shield Commitment

Daybreak Games certifies to the Privacy Shield for all Personal Information (i.e. information from which an individual can be directly or indirectly identified) that it processes and which is transferred from countries in the European Economic Area to the United States including Personal Information from customer /users.

4. Our Privacy Shield Principles

Daybreak Games has certified that it adheres to the following Privacy Shield Principles of (1) Notice; (2) Choice; (3) Accountability for Onward Transfer; (4) Security; (5) Data Integrity and Purpose Limitation; (6) Access; and (7) Recourse, Enforcement and Liability in respect of any Personal Information received from the European Union or Switzerland.

The Daybreak Games Privacy Policy (<https://www.daybreakgames.com/privacy>) explains the purposes for which Daybreak Games processes Personal Information about customers/users, how to contact Daybreak Games regarding inquiries or complaints, as well as the types of third parties to which Daybreak Games discloses Personal Information and how and when individuals can limit such uses and disclosure. Customers / users are required to confirm their acceptance of the terms in the Privacy Policy before creating a user account.

If there is any conflict between the policies in this Privacy Shield Policy or our Privacy Policy, and the Privacy Shield Principles, the Privacy Shield Principles shall govern.

5. Choices

Where required by law, Daybreak Games will offer an individual the opportunity to choose whether Personal Information about them will be disclosed to a third party or used for a purpose incompatible with the purpose for which it was originally collected or subsequently authorized by them.

6. Onward Transfer

Daybreak Games is required to take certain steps when transferring Personal Information received from the European Union to third parties (such as including necessary contractual provisions in our third party contracts). Details of these transfers and the steps we take are set out in our Privacy Policy.

Daybreak Games may be potentially liable in cases of onward transfer of EU or Swiss individuals' data received pursuant to the Privacy Shield to third parties, unless Daybreak Games proves that it is not responsible for the event giving rise to the damage.

Daybreak is also subject to the investigatory and enforcement powers of the Federal Trade Commission, the Department of Transportation or any other U.S. authorized statutory body

Daybreak Games may disclose your Personal Information to a third party in the event of any re-organization, merger, sale, joint venture, assignment, transfer, or other disposition of all or any portion of Daybreak Games' business, assets, or stock, including in connection with any bankruptcy or similar proceedings.

7. Inquiries and Enforcement of Compliance

In compliance with the Principles, Daybreak Games commits to resolve complaints about its collection and use of Personal Information.

If you have any questions, comments or suggestions about this Privacy Shield Policy or Daybreak Games' privacy practices, please contact the Privacy Officer using this template form as your guide Privacy Shield Complaint Form:

Email: privacyofficer@daybreakgames.com

Mail: Daybreak Games Privacy Officer, 15051 Avenue of Science, San Diego, CA 92128

Daybreak Games will respond within 45 days of receiving any complaints.

If you believe that we have not responded to your privacy-related inquiry or your inquiry has not been satisfactorily addressed, please contact ESRB at

<https://www.esrb.org/privacy/contact.jsp>, or 420 Lexington Avenue, Suite 2024, New York, NY 10170 (provided free of charge to the individual).

We have committed to refer unresolved privacy complaints under the EU-U.S and Swiss-US Privacy Shield Principles to ESRB's dispute resolution process (ESRB is located in the United States).

Under certain circumstances, if your complaint is not resolved through the channels above, an individual may choose to invoke binding arbitration to resolve any disputes that have not been resolved by other means. Additional information on arbitration can be found at: www.privacyshield.gov/article?id=ANNEX-I-introduction.

8. Changes to the Privacy Shield Policy

Because of Daybreak Games' commitment to the protection of Personal Information, Daybreak Games periodically evaluates its privacy policies and procedures to implement improvements and refinements from time to time. When this Privacy Shield Policy is amended, Daybreak Games will revise the "last updated" date at the top of this Privacy Shield Policy. For material changes to this Policy, Daybreak Games will notify individuals by placing a notice on this page.