

# Paraquat MDL Portal (ASP) Privacy Notice

## Postlethwaite & Netterville, APAC Privacy Notice

Protecting the security and privacy of Personally Identifiable Information (PII) is critical to us. We conduct our business in compliance with applicable laws and regulations on data privacy protection and security.

### **Collection and Use of PII:**

P&N collects PII in the following ways:

- Information provided directly from an individual's Proof of Claim Form or similar means
- Information provided by individuals directly through the case designated website (the "Site")
- Information provided by a representative acting on an individual's behalf (attorney, legal guardian, successor, etc.)
- Information provided by a Company directly involved with the litigation

Examples of PII or other personal information that we collect include, but are not limited to, name, telephone number, email address, street or mailing address, social security number, date of birth, and relevant account information.

P&N's clients and any courts that may be supervising the matter ultimately are responsible for determining whether it is reasonably necessary for P&N to collect certain types of claimant information in connection with P&N's administration of any particular administration project. P&N's clients or courts that may be supervising any particular settlement administered by P&N may determine that, to participate in that settlement, a person must submit a completed proof of claim form (or similar documentation). In such settlements, claimants must provide the information, including any PII and any other confidential information, required on the proof of claim form or they may not participate.

In addition, P&N collects non-personal information obtained from our case websites, such as a user's Internet Protocol (IP) address, Internet Service Provider (ISP), browser software, when and where the user accessed our site, and other information that identifies the computer the user is utilizing. Non-personal information P&N collects is used to determine the number of visitors to our website and provide assistance when monitoring our systems. Information collected by P&N is not used for marketing purposes or for any purpose other than claims administration.

The personal information P&N collects is used only to the extent it is necessary to complete the claims administration process and when necessary, respond to inquiries from claimants or attorneys representing claimants. Personal information is stored in a combination of paper and electronic files and is protected by security measures appropriate to the nature of the information. PII is retained to the extent required to fulfill P&N's obligations as outlined in orders of the Court, client contractual provisions, and internal policies regarding information retention and destruction.

### **When P&N May Disclose PII:**

P&N does not sell or rent your PII to third parties for marketing purposes. We only share information for the purposes of a specific case when it is necessary to carry out the claims administration process. When required to do so, P&N will disclose PII to the Internal Revenue Service (the "IRS") in connection with Internal Revenue Code income reporting requirements. Except for such IRS reporting and the limited situations discussed in this Privacy Notice, P&N will not share PII with any persons or entities unless they are under contract with P&N to

provide services in connection with the administration project for which the PII was provided to P&N, or unless the court supervising the administration project has authorized them to receive such PII. Thus, P&N may share PII as needed to fulfill requests to process proofs of claim or otherwise provide noticing and/or administration services. For example, in certain situations, the Court may order P&N to provide information in which a case is pending, to the litigants in that case and to their counsel.

Notwithstanding the above, P&N reserves the right to disclose PII or share personal information it has acquired if P&N believes, in good faith, that such disclosure is necessary in order to prevent misuse of the Site or to investigate, prevent or take action regarding illegal activities, suspected fraud or as otherwise required by law.

### **Security:**

Protecting the security of PII is very important to P&N. When such PII is transmitted to P&N, it is protected by a “firewall” (a combination of hardware and software that helps keep unauthorized visitors from accessing information within P&N’s computer network), as well as industry standard SSL (Secure Sockets Layer) encryption. Once P&N receives a transmission, P&N will take reasonable precautions to keep that information secure on its systems. While P&N strives to protect privacy, however, no data transmission over the Internet may be guaranteed to be 100% secure. P&N, therefore, cannot warrant or guarantee the security of any PII transmitted to P&N online, or be responsible for the theft, destruction, or inadvertent disclosure of that PII.

### **Links to Other Sites:**

Users of the Site are advised that they may be directed to other sites that are beyond P&N’s control. Links may take a person from the pages of the Site to unaffiliated sites. Those other sites may transmit their own “cookies” (pieces of information that a website transfers to an individual’s hard drive for record-keeping purposes) to visitors, collect data or solicit personal information. Visitors to the Site also are advised that the privacy policies of those other sites may differ significantly from the policies described in P&N’s Privacy Notice, and that P&N is not responsible for the privacy practices of those other sites and cannot guarantee the security of any personal information that may be collected there.