

Dr Gabi Privacy Policy

Effective date: 04/01/2024

Medici Clinical Management LLC. (“**Dr Gabi**,” “**we**,” “**our**” or “**us**”) respects your privacy and is committed to protecting it through our compliance with this privacy policy. This privacy policy explains our policies and procedures regarding the collection, use, disclosure, and security of certain information that we receive, with a focus on information that would be considered “personal information,” including information by which you may be personally identified. It is our sincere hope that by explaining our practices for handling information, we will develop a trusting and long-lasting relationship with you.

Dr Gabi provides a mobile application platform that offers a range of health-related features, including the analysis of vital signs derived from facial scans for wellness purposes, as well as other features that may involve the collection, use, and processing of health information in connection with services made available through the Platform, in accordance with applicable law.

Please note that by accessing and using the Dr Gabi Application (the “**Platform**”), you are accepting the practices described in this privacy policy. This privacy policy is incorporated by reference into the Terms of Service that govern your access and use of the Platform (the “**Terms**”).

This policy describes the types of information we may collect from you or that you may provide when you access or use the Platform and our practices for collecting, using, maintaining, protecting and disclosing that information. This policy applies to information we collect or may collect:

- In accessing and using the Platform.
- In registering and creating an account to access and use the Platform.
- When you complete a facial scan.
- Through services provided to us or to you by third-party companies, agents or contractors, including our partners.

Please read this policy carefully to understand our policies and practices regarding your information and how we will treat it. If you do not agree with our policies and practices, your only choice is not to use the Dr Gabi Platform. By accessing or using the Dr Gabi Platform, you agree to this privacy policy. This policy may change from time to time as described in the provision of this privacy policy entitled Changes to Our Privacy Policy.

To protect your privacy, certain Personal Data that we collect which can identify you as an individual is not stored. In particular, **we do not store your facial image or video**

recordings when you use Dr Gabi. This information does not leave your device and is not stored on your device.

Scope of This Privacy Policy

This Privacy Policy applies to information collected, used, or disclosed in connection with both wellness-related features of the Platform and, where applicable, health information processed in connection with medical services made available through the Platform. Certain features may be subject to additional terms, including informed consent documents and medical services terms, which govern the provision of those services.

Minors under the Age of 18

The Platform is not intended for minors under 18. In-app purchases, including subscriptions, may only be made by users 18 and older or with the consent of a parent or legal guardian. No user under the age of 13 may use the Platform or make purchases under any circumstances. No one under age 13 may provide any information on our Platform. We do not knowingly collect personal information from children under 13. If you are under 13, do not use or provide any information on our Platform, or provide any information about yourself to us, including your name, address, telephone number, e-mail address or any screen name, username you may use or any pictures of you. If we learn we have collected or received personal information from a child under 13 without verification of parental consent, we will delete that information. If you believe that we might have any information from or about a child under 13, please contact us at legal@medi.ci.

Information We Collect About You and How We Collect It

We collect or may collect several types of information from and about members that access and use the Dr Gabi Platform, including:

- Information by which you may be personally identified, including personal information such as name, a user name, birthdate e-mail address, and phone number;
- Analytics information;
- Device, internet and mobile information such as the hardware model, operating system version;
- When you report a problem or concern with the Dr Gabi Platform;
- Records and copies of your correspondence (including email addresses), if you contact us; and/or

- Personal demographics: To achieve more accurate Measurement results, the processing and analysis may also require or involve additional Personal Data including, but not limited to, the following: Age, Weight, Height, Sex at Birth. An encrypted payload containing relevant data is generated and transmitted to our Cloud.
- Images and Video: When the service is in use, your device will capture, but does not store or transmit to our Cloud, images and video through supported mobile device cameras for the purpose of extracting and analyzing the following: Facial blood flow; Facial landmarks and features. An encrypted payload containing relevant data, **but not picture or video images**, is generated and transmitted to our Cloud.
- Wellness data and measurements: Images and videos (see row above) are used by our Cloud to provide Body Shape Index, Signal to Noise Ratio, Body Mass Index, General Wellness Score, Heart Rate Variability, Mental Score, Physical Score, Mental Stress Index, Waist-to-Height Ratio, Vitals Score, Facial Skin Age, Breathing Rate, Pulse Rate, Irregular Heartbeat Count, Physiological Score, or other similar derived data. This data is the output data generated from providing the Services as opposed to what is collected.

We collect this information:

- Directly from you when you provide it to us.
- Automatically as you navigate through our Platform.

Data Minimization

We take every reasonable step to limit the volume of your personal information that we process to what is reasonably necessary.

Consequences of not providing Personal information

If you do not provide certain personal information identified in this policy, we may not be able to provide you access or use of the Dr Gabi Platform or the support that we otherwise could if you do provide this personal information.

Third-party Responsibilities and Services.

We may use or partner with other third-party companies, agents or contractors for various purposes in connection with our business and operations (**"SERVICE PROVIDERS"**), including authorized third parties, service providers, or recipients involved in supporting features made available through the Platform, the platform for our knowledge base, an encrypted payload containing relevant data derived from facial blood flow and facial landmark and features analyzed from the video, but excluding any picture, video images, or facial distinguishable information is transmitted to a 3rd party, the marketing and growth of our business and the performance of services on our

behalf, such as gathering and analyzing information and the provision of services to you. In the course of performing these responsibilities and providing such services, these other companies may have access to your information. We may also share information, including your information, with these Services Providers in order to enable them to perform these responsibilities and to provide these services. These Services Providers may have adopted their own privacy policies, which are not subject to control by Dr Gabi. You should always review the policies of these Service Providers to make sure that you are comfortable with the ways in which they collect, use, maintain, protect and disclose your information. We do not list our current Service Providers because they change from time to time. If you would like the names of any of the Service Providers, please email us at legal@medi.ci.

How We Use Your Information

We will only use information that we collect about you or that you provide to us, including any personal information for purposes described in this privacy policy and when applicable law allows us to do so. We will generally use your information on the following legal grounds:

- Where the use of your information is necessary to provide the Dr Gabi Platform;
 - Where the use is necessary for the purposes of our legitimate interests (or those of a third party);
 - Where we need to comply with a legal or regulatory obligation; or
 - Where you have given your consent (which can be withdrawn at any time).
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- to manage your subscription, send billing reminders, and notify you of subscription-related changes or renewals.

We use information that we collect about you or that you provide to us, including any personal information:

- To provide you the Dr Gabi Platform.
- To provide technical and other support to you.
- To enable Service Providers to perform certain responsibilities and provide certain services in connection with the Dr Gabi Platform and the other Dr Gabi Services and our business and operations.
- To fulfill any other purpose for which you provide it.
- To notify you about changes to any of the Dr Gabi Platform.
- To enhance the safety and security of all of the Dr Gabi Platform.
- To verify your identity and prevent fraud or other unauthorized or illegal activity.
- In any other way we may describe when you provide the information.
- For any other purpose with your consent.

Some of the information that we collect automatically may be statistical data and does not include personal information, but we may maintain it or associate it with personal information we collect in other ways or receive from third parties or you provide to us. It helps us to improve the Platform, and to deliver a better and more personalized service, including enabling us to:

- Estimate our audience size and better understand usage patterns.
- Recognize you when you return to the Platform.

We may use health information, where applicable, to support features and services made available through the Platform, including services that may involve treatment decisions or prescribing activity, solely in accordance with applicable law and subject to appropriate privacy and security safeguards.

Storage and Transfer of Your Information

We may store any data or other information that we collect (personal or otherwise) ourselves or in databases and servers owned and maintained by us, our affiliates, agents or Service Providers. If you access or use the Platform outside of the United States, information that we collect about you may be transferred to servers inside the United States and maintained indefinitely, which may involve the transfer of information out of countries located in the European Economic Area and other parts of the world unless otherwise prohibited by applicable law or agreed by Dr Gabi and you. By allowing Dr Gabi to collect information about you, you consent to such transfer and processing of such information without restriction. We may also store some information locally on your computer or other devices. For example, we may store information as local cache so that you can open the Platform and view content faster.

Although users from all over the world may access the Platform, keep in mind that no matter where you live or where you happen to use our services, you consent to us processing and transferring information in and to the United States and other countries whose data-protection and privacy laws may offer fewer protections than those in your home country.

To protect your privacy, certain Personal Data that we collect which can identify you as an individual is not stored. **In particular, we do not, nor do any of our 3rd parties, store your facial image or video recordings or any facial distinguishable information when you use Dr Gabi. This information does not leave your device and is not stored on your device.**

Disclosure of Your Information

We will never sell your personal information.

We may disclose personal information that we collect or you provide as described in this privacy policy:

- To our subsidiaries and affiliates.
- To Service Providers, contractors and other third parties we use to support the Dr Gabi Platform, and our business but only to the extent necessary for them to provide this support.
- To a potential or actual buyer, assignee or other successor (including its related advisors and agents) in the event of a merger, divestiture, restructuring, reorganization, dissolution or other sale or transfer of some or all of Dr Gabi' assets, whether as a going concern or as part of bankruptcy, liquidation or similar proceeding, in which personal information held by Dr Gabi about users of the Platform and the other Dr Gabi services is among the assets that may be or are actually transferred.
- To fulfill the purpose for which you provide it.
- For any other purpose disclosed by us when you provide the information.
- With your consent.

We may also disclose your data information:

- To comply with any court order, law or legal process, including to respond to any government or regulatory request.
- To enforce or apply the Terms and other agreements, including for billing and collection purposes.
- If we believe disclosure is necessary or appropriate to protect the rights, property, or safety of Dr Gabi, our customers or others.
- To comply with applicable healthcare, privacy, and security laws and regulations governing the use and disclosure of health information.

Notwithstanding any of the foregoing, we will comply with all applicable state and federal laws and regulations including the privacy and confidentiality of member records including but not limited to (i) The Health Insurance Portability and Accountability Act of 1996 ("**HIPAA**"); (ii) the Privacy and Security Standards (45 C.F.R. Parts 160 and 164) and the Standards for Electronic Transactions (45 C.F.R Parts 160 and 162) (collectively, the "**Standards**") promulgated or as to be promulgated by the Secretary of Health and Human Services on and after the applicable effective dates specified in the Standards; and (iii) The Health Information Technology Economic and Clinical Health Act of 2009 (the "**HITECH Act**"). We will not disclose to any third party, except where required or permitted by law and the applicable business associate agreement, any of your medical records or other member information, and in such case, disclosures will be made in accordance with applicable policies of the parties, the applicable business associate agreement and the Standards. All medical information and data concerning specific members including but not limited to the identification of the members, derived from

the access and use of the Dr Gabi Platform shall be treated and maintained in a confidential manner.

In-App Purchases and Subscriptions

Dr Gabi offers optional in-app purchases, including auto-renewing subscription plans, which provide access to additional features and services. Subscriptions are billed through your Apple ID account and will automatically renew unless canceled at least 24 hours before the end of the current period. You can manage and cancel subscriptions in your Apple Account Settings after purchase.

Managing Your Subscription

If you purchase a subscription, you may cancel it at any time through your Apple device settings. Go to Settings > [your name] > Subscriptions to manage or cancel your subscription. Refunds for purchases made through the App Store are handled by Apple and are subject to their policies.

For more information on managing subscriptions and billing through Apple, visit Apple's support page.

Anonymized or Aggregated Information.

We may share information that is anonymized or in an aggregated form that does not include any personal information about you and we may use and share any such information for any purpose without restriction so long as it does not violate the terms of this privacy policy or any applicable law. We may use, disclose or sell that anonymized or aggregated information without restriction so long as we do not disclose any of your personal information or violate the terms of this privacy policy or any applicable law.

Accessing and Correcting Your Personal information

You may change, correct or delete any personal information that you have provided to us through your account (if you have one) or by emailing us at legal@medi.ci.

Your California Privacy Rights

California Civil Code Section § 1798.83 permits users of the Platform that are California residents to request certain information regarding our disclosure of personal information to third parties for their direct marketing purposes. To make such a request, please send an e-mail to ask@drgabi.com or write to us at: Medici Clinical Management LLC., 4330 Gaines Ranch Loop, Suite 230, Austin, TX, 78735.

How Long We Store Your Personal information

We will only retain your personal information, in a form which permits us to identify you, for as long as necessary to fulfill the purposes we collected it for. We will retain and use your personal information as necessary to satisfy any legal, accounting or reporting requirements, to resolve disputes or to enforce our agreements and rights. Subject to the foregoing, we will delete your personal information upon your request. To dispose of personal information, we may anonymize it, delete it or take other appropriate steps. Data may persist in copies made for backup and business continuity purposes for additional time.

Information Security

We understand that the security of your personal information is important. We provide reasonable administrative, technical, and physical security controls to protect your personal information. However, despite our efforts, no security controls are 100% effective. Dr Gabi cannot ensure or warrant the security of your personal information. Any transmission of personal information is at your own risk. We are not responsible for circumvention of any privacy settings or security measures contained on the Platform or the other Dr Gabi Services.

The safety and security of your data also depends on you. Any link sent to you needs to be kept to yourself and may not be shared. Where you have chosen (or we have given you) a link for access to and use of your account, you are responsible for keeping this confidential. We ask you not to share this link with anyone.

Changes to Our Privacy Policy

If we make material changes to how we treat our users' personal information that are materially less protective than provided in this policy, we will use reasonable efforts to notify you by e-mail to the e-mail address specified in your account and/or through a notice on the home pages of the Platform and to attempt to get your consent to the changes. The date the privacy policy was last updated is identified above. You are responsible for ensuring that we have an up-to-date active and deliverable email address for you, and for periodically visiting the Platform and this privacy policy to check for any changes. Like our Terms, of which this privacy policy is a part, your continued use, and/or continued use after our efforts to contact you, of the Webapp.Dr Gabi Platform or any of the other Dr Gabi Services, means that you agree to be bound by such changes.

Survival

The policies indicated in this privacy policy will remain effective, even if the Terms and the other agreements between us are terminated and you are no longer using the Platform or any of the other Dr Gabi Services.

Contact Information

To ask questions or comment about this privacy policy and our privacy practices or need to reach us for any other reason, you may contact us by e-mail at legal@medi.ci or by mail at Medici Clinical Management LLC., 4330 Gaines Ranch Loop, Suite 230, Austin, Texas, 78735.