

THE CHELLY FOUNDATION -- PRIVACY POLICY (as of 3/20/17)

1. POLICY

The Chelly Foundation, Inc. respects your personal privacy and is committed to adhering to federal and state privacy laws and industry guidelines in order to protect you and your identity. This privacy policy (“Policy” or “Privacy Policy”) describes how we handle the information of users of www.thechellyfoundation.org (the “Site”). Please be sure to read this entire Privacy Policy before using the Site.

References to “The Chelly Foundation,” “Foundation,” “we,” or “us” in this document mean The Chelly Foundation, Inc. and any affiliates, subsidiaries, and divisions. The terms “you” and “user” as used in these Terms and Conditions refer to all individuals and/or entities accessing this Site for any reason.

We reserve the right to occasionally update the Policy. At such time, we will also revise the “last updated” date above. Changes will not apply retroactively to Personal Information that was collected before the changes to the Privacy Policy, except as may be required by law.

This Privacy Policy is part of the Terms and Conditions of the Site, which are binding on all Site users. If you have any questions, comments or concerns about this Privacy Policy, the information practices related to this Site or the other Terms and Conditions, please contact us at info@thechellyfoundation.org.

As a non-profit organization with a growing community of supporters and donors, we may gather certain types of personally identifiable information from users of the Site, such as your name, e-mail address, street address or other postal mailing address including ZIP code, telephone number(s), or other information that can be used to identify you (collectively, “Personal Information”). It is important for you to know how we collect, use, disclose, manage, and store this Personal Information.

Your continued participation on this Site indicates your acceptance of this Privacy Policy and of the collection, use, disclosure, management, and storage of your Personal Information as described below. **If you have any objections to this Privacy Policy, you should immediately discontinue use of this Site.**

2. OUR COMMITMENT TO CHILDREN’S PRIVACY

Protecting the privacy of the very young is especially important. We never collect or maintain information at the Site from persons we know to be under age 13, and no part of our Site is designed to attract anyone under age 13. Please do not communicate with or contact us if you are under age 13. By your participation in our Site activities, you certify that you are at least 13 years of age and meet any other eligibility requirements of the Site. If you are a parent or guardian and have reason to believe that a child has provided us with personally identifiable information, please contact us at info@thechellyfoundation.org.

3. IMPORTANT LIMITATIONS TO THIS PRIVACY POLICY

This Policy applies only to information collected on this Site; it does not apply to information collected in other areas, whether online or offline. This Policy does not apply to third-party websites that may be accessed through a link on the Site. You should review the privacy policies of any such third-party websites to understand how those sites collect, use and disclose any information.

4. COLLECTION OF PERSONAL INFORMATION

You may browse the Site without providing any Personal Information. We collect Personal Information about you only when you specifically and knowingly provide it.

The Site provides certain activities where we gather Personal Information from users of the Site. For instance, you may have the ability to opt in to a mailing list service. Opting in may require the submission of your full name, e-mail address, and other Personal Information. You may also have the ability to provide your name, postal address, telephone number, and other Personal Information in connection with a donation you have made to the Foundation.

We do not request contact information for a mobile phone, text messaging, or any wireless device that includes a domain name address (such as “wireless.bellsouth.com”) as part of the contact information. Federal law prohibits the sending of commercial e-mail messages directly to a wireless device that uses a domain name, unless you have first given your affirmative consent. We may inadvertently collect a wireless device number that includes a domain name or other information from an e-mail signature block when you send us an inquiry or sign up for the mailing list. However, we will not knowingly use that contact information for sending commercial e-mail.

We may aggregate Personal Information collected via cookies, web beacons, clear gifs, session IDs, successor tracker technology and other similar technologies to help us evaluate and modify existing services and features. “Cookies,” for instance, are small text files stored as text on a computer hard drive. Websites can use cookies to recognize repeat visitors, facilitate the visitor’s ongoing access to and use of the Site, and allow a website to track usage behavior and compile aggregate data that will allow content improvements. Cookies are not programs that come onto a visitor’s system and damage files. The use of cookies is common in the Internet industry, and most websites use them to provide useful features to their visitors. Generally cookies work by assigning a unique number to the visitor that has no meaning outside the assigning website. If a visitor does not want information collected through the use of cookies, there is a simple procedure in most browsers that allows the visitor to reject the cookie feature. The Chelly Foundation may use cookie technology but only to obtain non-Personal Information from online visitors in order to improve their online experience and facilitate their visit within the Site. This information helps us to update and improve the Site. We may also use this information for security purposes, to detect and block security breaches, and to provide you with a safe online environment.

5. USE OF PERSONAL INFORMATION

We limit our use of Personal Information to the reasons given in this Privacy Policy. We may use your Personal Information to respond to questions related to The Chelly Foundation or the Site. We may also use your Personal Information to notify you about updates, action alerts, new features, and activities on behalf of The Chelly Foundation or the Site that may be of interest to you. If you do not want to receive communications from The Chelly Foundation, you may opt out of communications, as described below in paragraph 9. We may also use your Personal Information for operational and business purposes or to find out how we can improve our organization and Site via surveys or online tracking mechanisms. We may also use your Personal Information to develop new services and features that may be of interest to you. In addition, we may make full use of all information acquired through the Site that is not in personally identifiable form.

When making a donation, you consent to the listing of your name on the Site and elsewhere, including in annual reports. If you do not wish to have your name listed, please send an email to info@thechellyfoundation.org requesting the same. If you submit your donation electronically via the

“Donate” page of the Site, we may provide you with an option to refrain from having your name listed. If at any time you wish to have your name removed from any location, please contact us in the manner described below in paragraph 9. If you opt out, we will remove your name from public donor listings, except where laws or regulations prohibit us from doing so.

6. DISCLOSURE OF INFORMATION

We will not sell, rent, lease, or otherwise disclose your Personal Information to any third party without your consent. However, The Chelly Foundation may disclose Personal Information in special cases: (1) when we have reason to believe that disclosing this information is necessary to identify, contact, or bring legal action against someone who may be causing injury to or interference with (either intentionally or unintentionally) the rights of The Chelly Foundation or to anyone that could be harmed by such activities, including threats to the physical safety of any person; (2) when we believe in good faith that it is required by applicable laws, court orders, or government regulations; (3) to any affiliate of The Chelly Foundation or to the Foundation’s contractors (such as hosting providers, technical support, analytics and financial institutions), in which case we will require such third parties to agree to treat the Personal Information in accordance with this Privacy Policy; (4) in the event of dissolution of the Foundation, in which case we will require anyone assuming assets of the Foundation to treat the Personal Information in accordance with this Privacy Policy.

We do not otherwise distribute to third parties your personally identifiable information. The Foundation, however, will have no liability for disclosure of information obtained due to errors in transmission or the unauthorized intervention of third parties except as required by law.

7. YOUR RIGHTS TO REVIEW AND CORRECT YOUR PERSONAL INFORMATION

You may contact The Chelly Foundation by sending an e-mail including the subject line of “Personal Information Request” to info@thechellyfoundation.org to ask if we are keeping Personal Information about you. If we do have Personal Information about you, we will provide you with a readable copy of such Personal Information at no charge. Factual errors in your Personal Information, including out-of-date information, can be corrected by sending a request to info@thechellyfoundation.org that credibly shows our error. Where it is possible to do so, we will act on your request to amend your personal information within a reasonable amount of time.

8. VENDORS

We may use third-party vendors for various purposes. Any time a vendor’s data collection, use or security practices differs from the data collection and/or use practices described in this Privacy Policy in a manner that would impact users of the Site, we will either (1) describe on the page of the Site where such optional functions appear the specific data collection, use, or security practices of such vendor that would apply if you elect to use that optional function, or (2) we will provide a link to that third-party vendor’s privacy policy.

9. OPT-OUT PROCEDURES

You may always opt-out of receiving communications from us by sending an e-mail including the subject line of “Opt-Out” to info@thechellyfoundation.org. Similarly, you may always have your name removed from the Site or another location, such as where a list of donors is displayed, by sending an e-mail including the subject line of “Remove Name” to info@thechellyfoundation.org. Please specify in the body of the message the location from where you wish to have your name removed. If you opt out, we

will remove your name from public donor listings, except where laws or regulations prohibit us from doing so. Where it is possible to do so, we will act on your request within a reasonable amount of time.

10. SECURITY OF INFORMATION

The importance of security for all Personal Information associated with our subscribers is of utmost concern to The Chelly Foundation. The Personal Information collected through the Site is maintained in a responsible manner consistent with current industry standards.

In order to most efficiently serve you, credit card transactions are handled by established third-party banking, processing agents, and distribution institutions. They receive the information needed to verify and authorize your credit card or other payment information. Information relating to your financial transactions will not be maintained on The Chelly Foundation servers. Please visit our payment vendor's website to familiarize yourself with its terms and conditions and privacy policies.

Unfortunately, no data transmission over the Internet or any wireless network can be guaranteed to be 100 percent secure. As a result, while we strive to protect your Personal Information, you acknowledge that: (a) there are security and privacy limitations of the Internet which are beyond our control; (b) the security, integrity, and privacy of any and all information and data exchanged between you and us through the Site cannot be guaranteed; (c) any such information and data may be viewed or tampered with in transit by a third party; and (d) when you transfer any information to us, you do so at your own risk.

11. LINKS TO THIRD-PARTY WEBSITES; CONTACTING THIRD PARTIES

The Site may contain links to the websites of third parties not affiliated with The Chelly Foundation. The Foundation may also be referenced on third-party websites. You understand, acknowledge, and agree that these links are provided solely as a convenience to you and not as an endorsement by the Site or The Chelly Foundation of the content, advertising, or business practices of the third parties. The Chelly Foundation is NOT responsible for the privacy practices or the content on any other websites, including any websites that may indicate a special relationship or "partnership" with The Chelly Foundation. The Chelly Foundation does not disclose unique identifiers to those responsible for the linked websites. The linked websites, however, may collect Personal Information from you when you link to their websites. This collecting of information is not subject to the control of The Chelly Foundation. To ensure protection of your privacy, always review the privacy policies of the websites you visit by linking from the Site.

Similarly, you may have the ability to post information from the Site to your third-party social media accounts. All such postings are subject to the terms of use and privacy policy of the applicable third parties as well as the terms of this Privacy Policy.

If you elect to contact any third party identified on this Site, whether directly or through links on this Site, your choice to provide that party with your Personal Information is solely at your discretion. We have no control over, and are not responsible for, any collection or use of your information by such third parties.

12. THIS WEBSITE'S RESPONSE TO BROWSER "DO NOT TRACK" SIGNALS

This Site does not respond to pre-set browser "do not track" signals or similar mechanisms that provide users with choices regarding the collection of personally identifiable information relating to online activities over time and across third-party websites. Once the Internet industry has settled on standards related to this issue and the Foundation recognizes such standards, we may reevaluate this approach.