



# QWICKPIX PRIVACY NOTICE

**Effective Date:** February 27, 2025

## I. INTRODUCTION

## II. OVERVIEW

## III. DATA COLLECTION AND USES

## IV. CHOICE AND TRANSPARENCY

## V. UPDATES TO THIS NOTICE

### I. INTRODUCTION

When you use any of the products or services offered by DINER TECHNOLOGY, LLC, including our app (the QwickPix mobile app), our websites ("**Sites**"), and/or our other channels that enable users to connect to our systems to use or obtain services (collectively, the "**Platform**" and, such services, "**Services**"), we may collect the types of personal information and data described below. This privacy notice describes how we use that information and data, with whom we share it and the choices available to users of our Platform and Services regarding our use of that information and data. In addition, we describe the measures we take to protect the security of the information and how users can contact us about our privacy practices.

### II. OVERVIEW

#### A. Scope

This notice applies to users of the Platform or the Services anywhere in the world.

This notice specifically applies to:

**Authorized Users and Photographers:** individuals who attempt to use the QwickPix platform to have photographs taken on their own electronic device, or authorized users who take photos of others for receipt of QPCredits and subsequent exchange of those QPCredits.

**Authorized Users:** individuals who have made an account on the QwickPix Application and agree to the Terms of Service.

**Photographers:** Authorized Users who provide photography services for other Authorized Users through the QwickPix application, and agree to the Terms of Service. For acting as a photographer, an Authorized User can earn QPCredits for completed QPSessions.

This notice also governs QPX's other collections of personal data in connection with the Services. For example, we may collect the contact information of individuals who use accounts on the Platform established by business, corporate or government agency users of our Platform.

All those subject to this notice are referred to herein as "**users**".

In addition, please note the following:

Our data practices are subject to applicable laws in the places in which we operate. This means that we engage in the practices described in this notice in a particular country or region only if permitted under the laws of those places. Please contact us at [support@dinertechnology.com](mailto:support@dinertechnology.com) with any questions regarding our practices in a particular country or region.

## **B. Data controller and transfer**

DINER TECHNOLOGY, LLC is the data controller for the personal data collected in connection with use of the Platform or Services in the United States and Canada.

Questions, comments or complaints about QPX's data practices can be submitted to support@dinertechnology.com.

### **III. DATA COLLECTIONS AND USES**

#### **A. The data we collect**

QPX collects:

- Data provided by users to QPX, such as during account creation, filling in additional profile details, requesting a payout, or requesting to connect with photographers for photography services;
- Data created during use of the Platform or Services, such as payment information, location, App usage and/or device data; and
- Data from other sources, such as third parties that use QPX APIs and/or provide analysis of collected data.

The following data is collected by or on behalf of QPX:

#### **1. Data provided by users, which includes:**

**User profile:** We collect data when users create or update their Accounts. This may include their name, email, phone number, username, password, address, profile picture, payment or other financial related information (including related payment verification information), government identification documents (including driver's license numbers and images), birthdate, signature and/or photo. This may also include user settings and other social media related information. For example, we may collect your PayPal account identification information or Venmo user handle so we can process a payout request. We may use information (including photos) submitted by users to verify their identities or Account usage, such as, for example, cross-referencing public databases and/or using facial recognition technologies.

**Background check and identity verification:** Currently, we are not conducting background checks. However, we may collect background check and identity

verification information for users who establish an account with us. This may include public information such as criminal record (where permitted or required by applicable law). This information may be collected by an authorized vendor on QPX's behalf.

**User content:** We collect the information users submit when they contact QPX, including for customer support. This may include feedback, photographs or other recordings collected by users, as well recordings of telephone calls or other communications between users and QPX.

## **2. Data created during use of our Platform or Services, which includes:**

**Location data:** Currently, we do not collect precise or approximate location data from a user's mobile device. However, in the future we plan to collect information data, if enabled by the user to do so. For photographers, QPX may collect this data when the App is running in the foreground (app open and on-screen) or background (app open but not on-screen) of their mobile devices. For authorized users, QPX collects this data when the user is engaged in a QPSession and the QwickPix App is running in the foreground or the background. Users may use our applications without enabling QPX to collect location data from their mobile devices; however, this may affect some functionality available in such Apps. For example, a user who has not enabled location data collection in the QPX App will have some functionality not work appropriately. In addition, the location data collected from a QPX App or QPSession or payment may be linked to the user's account, even if the user has not enabled location data to be collected from his, her or its device, including for purposes of receipt generation, customer support, fraud detection, insurance and/or litigation.

**Transaction and Payment information:** We collect transaction information (but not specific payment data) related to the use of our Platform or Services, including the type of Services requested or provided, request details, QPSession information, date and time the Service was provided, amount charged, date of charge, whether it was a successfully processed, the amount of photographs taken, and payment method.

**Usage data:** We collect data about how users interact with our Platform and Services. This includes data such as access dates and times, App or Site features or pages

viewed, App or Site crashes and other system activity, type of browser and third-party sites or services used before interacting with our Platform and Services. In addition, if you visit our Sites, we may collect certain information by automated means, such as cookies, tokens, and web beacons. The information collected in this manner includes IP address, browser characteristics, device characteristics, operating system, language preferences, referring URLs, information on actions taken on the Sites and dates and times of Site visits. A “cookie” is a text file that websites send to a visitor’s computer or other Internet-connected device to uniquely identify the visitor’s browser or to store information or settings in the browser. A “web beacon,” also known as an Internet tag, pixel tag or clear GIF, links web pages to web servers and their cookies and may be used to transmit information collected through cookies back to a web server. Through these automated collection methods, we may obtain “clickstream data,” which is a log of content on which a visitor clicks while browsing a website. As a visitor clicks through our website, a record of the action may be collected and stored. Certain data elements collected through automated means, such as your browser information, may be linked with other information otherwise obtained about you to let us know, for example, whether you have opened an email we sent to you. Your browser may tell you how to be notified when you receive certain types of cookies or how to restrict or disable certain types of cookies. Please note, however, that without cookies you may not be able to use all of the features of our Sites.

**Device data:** We may collect data about the devices used to access our Platform or Services, including the hardware models, device IP addresses, operating systems and versions, software, preferred languages, unique device identifiers, advertising identifiers, serial numbers, device motion data and mobile network data.

**Communications data:** We may enable users to communicate with each other and/or QPX through our Apps, Sites, email, text message, telephone and/or other means. For example, we may enable users to text, message, or review the photographer who recently completed a QPSession for them. To provide this service, QPX may receive some data regarding the communications, including the date and time of the communications and the content of the communications. QPX may also use this data

for customer support services (including to resolve disputes between users), for safety and security purposes (including fraud prevention), to improve our products and services and/or for analytics.

**3. Data from other sources, which** includes:

- User feedback, such as ratings, feedback, complaints or compliments.
- Users participating in our referral programs. For example, when a user refers another person, we receive the referred person's personal data from that user.
- Account holders who request services for or on behalf of other users, or who enable such users to request or receive services through their accounts.
- Users or others providing information in connection with claims or disputes.
- QPX business partners through which users create or access their Account, such as third party apps or websites that use QPX's APIs or whose APIs QPX uses.
- Vendors who help us verify users' identity, background information or eligibility to work, or the authenticity of a user's request for Services, whether for regulatory, safety or security purposes.
- Publicly available sources.
- Marketing service providers.

QPX may combine the data collected from these sources with other data in its possession.

**B. How we use personal data**

QPX collects and uses data to enable reliable and convenient purchase and execution of application services. We also use the data we collect:

- To enhance the safety and security of our users, Platform and Services, including fraud prevention
- For customer support and/or dispute resolution

- For research and development
- To enable communications with, between or among users
- To send marketing and non-marketing communications to users
- In connection with legal or administrative proceedings
- To determine what new features need to be built on the application.

QPX does not sell or share user personal data with third parties for their direct marketing, except with users' consent.

QPX uses the data it collects for purposes including:

### **1. Providing Services and features.**

QPX uses the data we collect to provide, personalize, maintain, and improve our Platform and Services.

This includes using the data to:

- Create and update users' accounts.
- Verify photographers' identity, background history and/or eligibility to provide photography services.
- Verify the probability of a user's Service request being authentic.
- Locate Photographers around the user's location for the purposes of using the QwickPix application.
- Enable photography and other Services.
- Offer, process or facilitate payments for Services.
- Track and share the progress of QPSessions arranged via the Platform.
- Enable features that allow users to share information with other people, such as share QPSession details and location with their contacts.

- Perform internal operations necessary to provide our services, including to troubleshoot software bugs and operational problems; to conduct data analysis, testing, and research; and to monitor and analyze usage and activity trends.

## **2. Safety and security.**

We use personal data to help maintain the safety, security and integrity of our Platform, Services and users. This includes:

- Conducting initial screening of authorized users and photographers before enabling their use of our Services and at subsequent intervals, including through reviews of background checks, where permitted by law, to help prevent use of our Services by unsafe persons.

- Using device, location, profile, usage and other data to prevent, detect, and combat fraud or unsafe activities.

- Using user ratings and feedback to encourage compliance with our performance expectations and as grounds for de-prioritizing photographers with low ratings or who otherwise fail to meet such expectations.

## **3. Customer support.**

QPX uses the information we collect to provide customer support, including to:

- Direct questions to the appropriate customer support person

- Investigate and address user concerns

- Monitor and improve our customer support responses and processes

## **4. Research and development.**

We may use the data we collect for testing, research, analysis, product development and machine learning to improve the user experience. This helps us to improve and enhance the safety and security of our Platform and Services, improve our ability to prevent the use of our Platform or Services for illegal or improper purposes and develop new features and products.



## **5. Enabling communications between users.**

[INTENTIONALLY BLANK] - future feature.

## **6. Marketing.**

QPX may use the data we collect to market our Services to our users. This includes sending users communications about QPX services, features, promotions, sweepstakes, studies, surveys, news, updates and events.

We may also send communications to our users about products and services offered by QPX partners. Although we may send users communications about QPX partners' products and services, we do not sell users' personal data to, or share it with, such partners or others for purposes of their own direct marketing or advertising, except with users' consent.

## **7. Non-marketing communications.**

QPX may use the data we collect to generate and provide users with receipts; inform them of changes to our [Terms of Service](#), services, or policies; or send other communications that aren't for the purpose of marketing the services or products of QPX or its partners.

## **8. Legal proceedings and requirements.**

We may use the personal data we collect to investigate or address claims or disputes relating to use of the Platform or Services, or as otherwise allowed by applicable law, or as requested by regulators, government entities and official inquiries.

## **9. Automated decision-making.**

We use personal data to make automated decisions relating to use of our services. This includes:

- Matching available photographers to users requesting a QPSession. Users can be matched based on availability, proximity and other factors.
- Deactivating users who are identified as having engaged in fraud or activities that may otherwise harm QPX, its users and/or others.

- Using user location information to identify cancellation fees payable or induced through fraud. For example, if we determine by using such information that a photographer is repeatedly entering a QPSession with a user, we may revert the transfer of QPCredits from that Photographer's account.

### **C. Cookies and third-party technologies**

QPX and its partners use cookies and other identification technologies, such as tokens, on our Apps, Sites, emails, and online ads for purposes described in this notice.

Cookies and tokens are small text files that are stored on browsers or devices by websites, apps, online media, and advertisements. QPX uses cookies and tokens and similar technologies for purposes such as:

- Authenticating users
- Remembering user preferences and settings
- Determining the popularity of content
- Delivering and measuring the effectiveness of advertising campaigns
- Analyzing App and Site traffic and trends, and generally understanding the online behaviors and interests of people who interact with our Platform or Services

We may also allow others to provide audience measurement and analytics services for us, to serve advertisements on our behalf across the Internet and to track and report on the performance of those advertisements. These entities may use cookies, web beacons, SDKs and other technologies to identify the devices used by visitors to our Sites, as well as when they visit other online sites and services.

### **D. Data sharing and disclosure**

Some of QPX's Services require that we share data with other users or at a user's request. We may also share data with our affiliates, subsidiaries and partners, for legal reasons or in connection with claims or disputes.

QPX may share the data we collect:

### **1. With other users**

This includes sharing:

- User's name and QPSession start and end location.
- Photographer's name, QPCode, rating, and QPSession start and end location
- We may share photographer information and data with users and/or Account holders, including name, photo, location, ratings, and amount of QPSessions completed, location (before and during the QPSession); and contact information (depending upon applicable laws). We also provide users with receipts containing information such as a breakdown of amounts QPCredits transferred, photos taken, photographer name and/or such other information required on invoices in the country or region where the QPSession was performed.

### **2. At the user's request**

This includes sharing data with:

- QPX business partners. For example, if a user requests a service through a partnership or promotional offering made by a third party, QPX may share certain data with those third parties.

### **3. With the general public**

Questions or comments from users submitted through public forums such as QPX's support email, blogs, and QPX social media pages may be viewable by the public, including any personal data included in the questions or comments submitted by a user.

### **4. With the QPX Account holder**

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### **5. With QPX subsidiaries and affiliates**

We share data with our subsidiaries and affiliates to help us provide our services or conduct data processing on our behalf. For example, QPX may share data with its owner, DINER TECHNOLOGIES, LLC.

## **6. With QPX service providers and business partners**

QPX provides data to vendors, consultants, marketing partners, research firms and other service providers or business partners. These include:

- Payment processors and facilitators
- Background check and identity verification providers (drivers and delivery partners only)
- Cloud storage providers
- Marketing partners and marketing platform providers, including social media advertising services
- Data analytics providers
- Research partners, including those performing surveys or research projects in partnership with QPX or on QPX's behalf
- Vendors that assist QPX to enhance the safety and security of its Platform, including its Apps
- Consultants, lawyers, accountants and other professional service providers
- Photography company partners
- Insurance and financing partners

## **7. For legal reasons or in the event of a dispute**

QPX may share users' personal data if we believe it's required by applicable law, regulation, operating license or agreement, legal or administrative process or governmental request, or where the disclosure is otherwise appropriate due to safety, fraud or similar concerns. This includes sharing personal data with law enforcement officials, public health officials, other government authorities, airports (if required by the

airport authorities as a condition of providing Services on airport property) or other third parties as necessary to enforce our [Terms of Service](#), user agreements or other policies; to protect QPX's rights or property or the rights, safety, or property of others; or in the event of a claim or dispute relating to the use of our Platform or Services. If you use another person's credit card, we may be required by law to share your personal data, including session or order information, with the owner of that credit card.

This also includes sharing personal data with others in connection with, or during negotiations of, any merger, sale of company assets, consolidation or restructuring, financing, or acquisition of all or a portion of our business by or into another company.

## **8. With consent**

QPX may share a user's personal data other than as described in this notice if we notify the user and they consent to the sharing.

## **E. Data retention and deletion**

QPX retains user profile, transaction and other personal data for as long as a user maintains their Account.

QPX may retain certain user data after receiving an Account deletion request if necessary, such as to comply with legal requirements.

For photographers, QPX may also retain background check information (to the extent permitted by law) for as long as they maintain their Account.

Users may request deletion of their account at any time via the application or email at [support@dinertechnology.com](mailto:support@dinertechnology.com). Following such requests, QPX deletes the data that it is not required to retain for purposes of regulatory, tax, insurance, litigation, document retention or other legal or compliance requirements. While it retains such data, it may also use it for purposes of safety, security, fraud prevention and detection, and research and development. In certain circumstances, QPX may be unable to delete a user's Account, such as if there's an outstanding credit or payment on the account or an

unresolved claim or dispute. Upon resolution of the issue preventing deletion, QPX will delete the Account as described above.

QPX may also retain certain information if necessary for purposes of safety, security, and fraud prevention. For example, if QPX deactivates an Account because of unsafe behavior or security incidents, QPX may retain certain information about that Account to prevent that user from opening a new Account in the future.

## **F. Grounds for processing**

We only collect and use personal data where we have lawful grounds to do so. These include processing user personal data to provide requested Services, for purposes of QPX's legitimate interests or those of other parties, to fulfill our legal obligations, or based on consent.

We collect and use personal data only where we have one or more lawful grounds for doing so. Such grounds may vary depending on where our users are located, but generally include processing personal data:

### **1. To provide requested Services**

In order to provide our Services, we must collect and use certain personal data. This includes:

- User profile data, which we use to establish and maintain Accounts; verify user identity; communicate with users about their Services, requests and Accounts; and enable users to make payments or receive payouts for QPCredits
- Background information
- Location data, which we use to facilitate finding photographers and initialize QPSessions.
- Usage data, which is necessary to maintain, optimize and enhance the Services, including to determine incentives, connect passengers and drivers and calculate costs of trips

- Some transaction information, including, date of purchase, amount of QPCredits purchased, and purchase amount.

- Information relating to customer support

## **2. For purposes of the legitimate interests of QPX or other parties**

This includes using personal data to maintain and enhance our users' safety and security. For example, we use personal data to prevent use of our Services by users who have engaged in inappropriate or dangerous behavior, such as by retaining data of banned users to prevent their use of the Platform or Services.

This also includes purposes such as combating fraud; improving our services, direct marketing, research, and development; and enforcing our [Terms of Service](#).

In addition, it includes using personal data to the extent necessary for the interests of other people or the general public, such as in connection with legal or insurance claims, and to protect the rights and safety of others.

## **3. To fulfill QPX's legal obligations**

For example, QPX is subject to laws and regulations in many cities and countries that require it to collect and retain data about our users' trips, and to provide copies of such data to the government or other authorities. We collect and use personal data to comply with such laws.

QPX may also share data with law enforcement regarding criminal acts or threats to public safety, or requests by third parties pursuant to legal processes.

## **4. With consent**

QPX may collect and use personal data based on the user's consent. For example, we may collect personal data through voluntary surveys. Responses to such surveys are collected on the basis of consent and will be deleted once no longer necessary for the purposes collected.

A user who has provided consent to a collection or use of their personal data can revoke it at any time. However, the user will not be able to use any Service that requires collection or use of that personal data.

## **IV. CHOICE AND TRANSPARENCY**

QPX enables users to access and control the data that QPX collects, including through:

- In-app profile
- In-app settings
- Device permissions
- Marketing opt-outs

### **A. Privacy settings**

QPX intends to provide users with QPSession status notifications and updates related to activity on their account. These notifications are a necessary part of using the QPX app and cannot be disabled. However, users may choose the method by which they receive these notifications through the Settings > Profile > Push Notifications menu in the QPX app. Disabling push notifications may limit your ability to use our Services.

The QwickPix mobile App uses user's device location services to make it easier to arrange a QP Session whenever they need one. Location data helps improve our services, including pickups, navigation and customer support. Disabling our Apps' access to your device's location services may limit your ability to use our Services.

### **B. Device permissions**

Most mobile device platforms (iOS, Android, etc.) have defined certain types of device data that apps cannot access without the device owner's permission, and these platforms have different methods for how that permission can be obtained. iOS devices notify users the first time the QPX app requests permission to access certain types of data and gives users the option to grant or refuse permission. Android devices notify



users of the permissions that the QPX app seeks before their first use of the app, and use of the app constitutes a grant of such permission.

#### **D. Marketing opt-outs**

Users may opt out of receiving marketing and promotional communications from QPX by following the unsubscribe instructions in those communications. We may still send non-promotional communications to users who have opted out of marketing and promotional communications, such as receipts for rides or information about their Account.

#### **E. User data requests**

QPX provides users with a variety of ways to learn about, control, and submit questions and comments about QPX's handling of their data. To make a request, please send an email to [support@dinertechnology.com](mailto:support@dinertechnology.com).

**Accessing data:** Users can ask for an explanation of the data we collect from them and how we use it.

**Changing or updating data:** Users can edit the name, phone number, email address, and photo associated with their account through the Settings menu QPX's Apps or Sites. They may also ask that QPX change or update their data, including if they believe such data is inaccurate or incomplete.

**Deleting data:** Users may request deletion of their account at any time by submitting such request to [support@dinertechnology.com](mailto:support@dinertechnology.com). Users are also able to delete their account from their Profile page.

**Objections, restrictions, and complaints:** Users may request that we stop using all or some of their personal data, or that we limit our use of their data. QPX may continue to process data after such objection or request to the extent required or permitted by law.

In addition, depending on their location, users may have the right to file a complaint relating to QPX's handling of their personal data with the data protection authority in their country.

## **V. UPDATES TO THIS NOTICE**

We may occasionally update this notice. Use of our Platform or Services after an update constitutes consent to the updated notice to the extent permitted by law.

If we make significant changes to this notice, we will notify users in advance of the changes through the QPX Apps or Sites or through other means, such as email. We encourage users to periodically review this notice for the latest information on our privacy practices. After such notice, use of our services will be understood as consent to the updates to the extent permitted by law.