

Privacy Policy

Last Modified: September 19th, 2018

Read the privacy policy set forth on this page (this “**Privacy Policy**”) carefully. GOVPS, LLC, a California limited liability company, (“**GOVPS**”) owns this site and any pages of this site (collectively, the “**Site**”). The term “**GOVPS**,” “**our**,” “**we**,” and “**us**” includes GOVPS, LLC. This Privacy Policy applies to the Site, the VPS Services, and web hosting services (the “**Services**”) we provide to Customers.

This Privacy Policy explains how GOVPS, as the controller of the personal data you provide to us, may collect, use, and disclose the personal information of users of the Site, consumers of our goods or services, and others. It also describes the choices available to you regarding the use of, your access to, and how to update and correct your personal information. We do not consider personal information to include information that has been anonymized such that it does not allow a third party to easily identify a specific individual.

GOVPS provides its customers with access to a Virtual Private Server (VPS) and/or web hosting services and tools to allow the customer to store and monitor data, materials and other information belonging to the customer or their customers, and the customer is fully responsible for such data, materials, and information. GOVPS is the third-party processor of data collected by its customers that is stored on GOVPS’s servers. GOVPS does not collect or store personal data of its customer’s customers for its own purposes.

With respect to the VPS Services, GOVPS’s third party server facility, OVH, performs verification on traffic sent from the server and analyzes such traffic using automatic tools. Emails sending are neither filtered nor intercepted but checked with a time lag of a few seconds. These operations are performed in parallel and in sequentially before the emails are sent to the Internet. Similarly, no operation is performed on the emails sent: OVH does not tag emails, and does not alter in any way the emails sent by you or us. No information is stored by OVH during these operations outside of statistics. This operation is done regularly and is fully automatic. For more information, please see: https://www.ovh.com/world/support/termservice/Special_conditions_for_dedicated_server.pdf

With respect to the web hosting services, cPanel provides software and services that allow customers to manage web hosting activities via hosting automation software. cPanel automatically collects certain types of information about customers about how the customer is accessing and using the cPanel product and information about the device used to access the product. For more information, please see: <https://cpanel.com/privacy-policy.html>

THE SITE COLLECTS YOUR INFORMATION

We collect personal data about you to provide the Services. In most cases, this information is limited to information that may be found on a business card: first name, last name, and email address, mailing address, phone number(s), along with IP connection addresses. We use this information to provide the Services to you and help communicate effectively with you. Our goal is to limit the amount of

information we collect from you to what we need to fulfill the relationship we have with you, or for a legitimate interest of ours. We collect personal information when you choose to provide it to us, including when you:

Register an account; Purchase Services. The Site gives you the option of creating a user account once payment for Services is verified (an “**Account**”). If you decide to create an Account, you will provide us with certain personal information, such as your email address and password. You are not required to register to use the Site, but if you would like to purchase the Services, we require a valid email address and a password. We collect your email address and a hash of your password to identify who you are and to provide you with the Services or information you requested. We may also use this information for other purposes, such as promotional and marketing purposes, in accordance with this Privacy Policy and not in violation of applicable law.

Make a payment. When you make a payment through the Site, you will need to provide personal information to our third-party payment processors, Stripe and CoinPayments. This may include your telephone number, credit card number, credit card security code and credit card expiration date. This information is used to process your payment, verify your identity, and prevent fraud. To learn more about the third-parties to whom we provide this information, please see the “Third Party Vendors and Service Providers” section, below. For more information about Stripe’s information collection practices, please visit: <https://stripe.com/us/privacy>. For more information about CoinPayments’ information collection practices, please visit: <https://www.coinpayments.net/help-privacy>. GOVPS does not collect or store payment card information processed by Stripe or CoinPayments, and may only request such data in the event of payment disputes, investigation of fraud, and other legal purposes.

Communicate with us. We may also collect personal information from you when you communicate with us. For example, you may send us personal information by writing an email to us, subscribing to a GOVPS newsletter or registering for an event hosted by GOVPS. If you contact us, we may keep a record of that correspondence. We retain this information as necessary to assist you in the future, for instance with any further queries you may have. We also use your feedback, suggestions and comments to monitor and/or improve our publications, product offerings, and Services, among other things.

Passive collection; automatic procedures related to fraudulent emails/SPAM. The Site collects and stores information that is generated automatically as you use it, including your preferences and anonymous usage statistics. This information may include Internet protocol (IP) addresses, browser type, Internet service provider (ISP), referring/exit pages, the files viewed on the Site (e.g., HTML pages, graphics, etc.), operating system, date/time stamp, and/or clickstream data. We use this data to analyze trends in the aggregate and administer the Site.

Tracking technologies. GOVPS and its partners use cookies, pixels (sometimes also referred to as “web beacons”), server logs, and other similar technology to analyze trends, administer the Site, track users’ movements around the Site, and to gather demographic information about our user base as a whole. You can control the use of cookies at the individual browser level, but if you choose to disable cookies, it may limit your use of certain features or functions on the Site or Service. Non-personal information that we collect using these technologies may be combined with other information about you, including personal information. Please the section on “Cookies and Web Beacons” for more information.

Information provided by third parties. GOVPS may collect information about you from third parties or supplement the information we collect from you with additional records received from third parties. We also collect information from third parties in order to enhance our ability to serve you, to customize our content to you, and to offer you information that we believe may be of interest to you.

COOKIES AND WEB BEACONS

Cookies: To enhance your experience on the Site, we place “cookies” on your computer or device. Cookies are small text files that we place in your computer or device to store your preferences. Other information you provide to us may be linked to the data stored in the cookie. A cookie assigns a unique numerical identifier to your Web browser or device, and may enable us to recognize you as the same user who has used the Site, and relate your use of the Site to other information about you.

Most browsers automatically accept cookies. You can set your browser option so that you will not receive cookies and you can also delete existing cookies from your browser. However, you may find that some parts of the Site will not function properly if you have refused cookies or similar tracking technologies and you should be aware that disabling cookies or similar tracking technologies might prevent you from accessing some of our content. If you wish to block cookies, go to <http://www.allaboutcookies.org/> to find out how, or check your browser’s instructions.

Local Shared Objects: Local shared objects, such as Flash cookies, also may be stored on your computer or device. Local shared objects operate a lot like cookies, but cannot be managed in the same way. Depending on how local shared objects are enabled on your computer or device, you may be able to manage them using software settings. For information on managing Flash cookies, for example, see <http://helpx.adobe.com/flash-player/kb/disable-local-shared-objects-flash.html>.

HTML 5: HTML5, the language some websites are coded in, may be used to store information on your computer or device about your Site usage activities. This information may be retrieved by us to help us manage the Site, such as by giving us information about how the Site is being used by our visitors, how they can be improved, and to customize them for our users.

Cache Cookies: Cache cookies, such as eTags, may be used to identify your computer or device as the same computer or device that visited the Site in the past.

Web Beacons: The Site may also use small pieces of code called “web beacons” or “clear gifs” to collect advertising metrics, such as counting page views, promotion views, or advertising responses. A web beacon is an electronic image called a single-pixel or clear GIF. Web beacons can recognize certain types of information, such as a user’s cookie number, time and date of a page view, and description of the page where the web beacon is placed. These web beacons may be used to deliver cookies that conform to our cookie policy above.

We use cookies, Local Shared Objects, HTML5, cache cookies, web beacons, and/or clear gifs to understand usage of the Services and to improve our content and offerings and to deliver advertisements that you might be interested in. For example, we use cookies to personalize your experience on the Site (e.g., to recognize you by name when you return to the Site, to save your password in password-protected areas, to enable shopping carts, or to tailor content or product and service offerings).

Mobile Device IDs and Location-Based Information: Certain mobile devices, including smart phones and tablet devices, contain unique device IDs that can be used to identify their physical location. Some mobile device IDs are persistent, while others may be resettable by accessing the device's privacy settings. Mobile devices also typically transmit caller ID data (which may include a phone number) when used to transmit a telephone call or text message. When you use mobile devices to access the Site, we may collect and transmit unique device IDs and collect caller ID data, as well as other information about your device, including without limitation, your wireless carrier, the make, model, operating system, capacity and settings of your device, the names, package IDs and versions of other software you have downloaded to your device and information about how you interact with and navigate within the Site. With your consent, we or our authorized service providers and partners also may use precise geolocation technology such as GPS or Wi-Fi triangulation or mobile Bluetooth beacon technology to collect information about the exact location of your mobile device. Precise location information may be collected both while you are using one of our mobile applications and continuously over time while our apps are not in use but are running in the background of your device. You can withdraw your consent to the further collection and use of your precise device location data through any of our mobile apps by accessing your device's privacy settings as further explained below in the "Your Choices" section, below. For information about how to reset your advertising identifier and your other opt-out choices relating to interest-based advertising in mobile applications, see the "Your Choices" section, below.

These tracking technologies may be deployed by us and/or by our service providers or partners on our behalf.

HOW GOVPS USES YOUR INFORMATION

We use personal information to facilitate and improve the Services and communicate with you in the following ways.

Internal and service-related usage. We use and retain information, including personal information, to improve and facilitate the Site and Services. We may also use such data to help us deliver targeted advertising to consumers that is displayed on both the Site and unaffiliated websites, to analyze interactions with and performance of the Site, to measure the effectiveness of advertising on behalf of our advertising partners, and to identify the audience most likely to respond to an advertisement. We may also use data from third parties (such as data vendors) pursuant to their own privacy policies and enhance information (including personal information) that we have collected with such third-party data. We believe that the use of such information is helpful to providing users with better services. However, if you would like to opt-out of these interest-based advertisements, please follow the opt-out process described below under "Your Choices."

Communications. We may send you emails to the email address you provide to us to verify your Account and for informational and operational purposes, such as account management, customer service, policy updates, or system maintenance.

Marketing. We may use information about you, including personal information, to send you information about GOVPS's products and services.

Non-Personal Information. We may use anonymized, aggregated or other data that is not personal information for any purpose, including marketing. These uses may include but are not limited to analyzing interactions with and performance of the Site, enabling us to improve the Site and Services, and sharing such information with our business partners, affiliates, or any other third party. Similarly, we may enhance any such anonymized and aggregated data collected via the Site with other information collected from our business partners.

Internal business purposes. We may use your personal information to extrapolate trends.

GOVPS MAY DISCLOSE YOUR INFORMATION

GOVPS may share your personal information from time to time consistent with this Privacy Policy or as specified in a disclosure given to you when obtaining personal information from you.

Third Party Vendors and Service Providers. We may share personal information with our vendors and service providers who perform services on our behalf. These third parties are authorized to use your personal information only as necessary to provide these services to us. These entities may store and process personal information in countries other than the United States or in a country where privacy laws may not be as protective as those in your jurisdiction. For more information on international transfers, see the section “Location of Processing by GOVPS” below. All of our service providers are required to maintain the confidentiality and security of your personal information and to use it only in compliance with applicable data privacy laws, and are prohibited from using or disclosing your personal information for any purpose other than providing the services on our behalf or as otherwise not prohibited by applicable law; although we may permit them to use aggregate information which does not identify you or de-identified information for other purposes. Third party vendors and service providers may receive your personal information to help facilitate the following:

- Providing customer services including fulfilling orders, and communicating with you about your order
- Payment processing
- Sending, evaluating, and improving marketing communications
- Conducting research and analysis
- Measuring and improving the performance of the Site
- Maintenance services
- Verifying your identity and preventing fraud
- Developing and improving GOVPS products and services
- Registering your Account
- Data analytics, including the “passive collection” described above
- Detecting, preventing and remediating fraud or other potentially prohibited or illegal activities, including the “automatic procedures related to fraudulent emails/SPAM” described above

As required by law and similar disclosures. We may access, preserve, and disclose your personal information, other account information, and content if we believe doing so is required or appropriate to comply with law enforcement requests and legal process, such as a court order, government request, or subpoena. We may also access, preserve, and disclose your personal information, other account

information, and content if we believe in good faith that disclosure is necessary to protect your, our, or others' rights, property, or safety, or to investigate fraud.

Merger, sale, or other asset transfers. If we are involved in a merger, acquisition, financing due diligence, reorganization, bankruptcy, receivership, sale of company assets, or transition of service to another provider, then your information may be sold or transferred as part of such a transaction as permitted by law and/or contract. The use of your personal information following any of the foregoing events should be governed by the provisions of this Privacy Policy in effect at the time such personal information was collected.

This might sound obvious, but we may also disclose your personal information with your consent.

YOUR CHOICES

Email. You can remove yourself from receiving our promotional e-mails by emailing us at support@GOVPS.host or by clicking the “unsubscribe” button that appears on our promotional e-mails. If you wish to disable web beacons in our email messages, turn images “off” in your email client (e.g., Outlook or Outlook Express) as available. Please refer to the settings or options menu in your email client for more information. If you would like to opt-out of GOVPS sharing your information with third parties (such as data vendors) for non-GOVPS related marketing purposes, send an email to support@GOVPS.host.

We will try to comply with any opt-out requests as soon as reasonably practicable. Even if you opt out of receiving promotional correspondence from us, we may still send you non-promotional emails in connection with your relationship, activities, transactions, and communications with us. If you no longer want to receive third-party email offers, simply follow the advertiser's unsubscribe link or opt-out instructions that should be included in every commercial message you receive from them.

Analytics Cookies. As noted above, you may stop or restrict the placement of cookies on your computer or remove them from your browser by adjusting your web browser preferences. We engage third parties like Matomo to track and analyze usage and browsing patterns of our users, as described above.

Advertising Cookies. To manage our advertising on other sites, we engage third party advertising partners like Google DoubleClick. These third-party partners may use technologies such as cookies to gather information about your activities on the Site and other sites in order to provide you advertising based upon your browsing activities and interests. Certain of our third-party advertising partners participate in self-regulatory organizations, and those organizations operate websites that give you the ability to opt-out of receiving targeted ads from those partners. You can access these websites, and also learn more about targeted advertising and privacy, at [Network Advertising](#) or [AboutAds](#). To be clear, whether you are opting out by adjusting your browser/device settings or by using a website established by a self-regulatory group, these cookie-based opt-outs must be performed on each device and browser that you wish to have opted-out. For example, if you have opted out on your computer browser, that opt-out will not be effective on your mobile device. You must separately opt out on each device.

Please note that cookie-based opt-outs are not effective on mobile applications. However, on many mobile devices, application users may opt out of certain mobile ads via their device settings. To exercise choice over the companies participating in the DAA's separate choice tool for the collection of cross-app data on a mobile device, download the DAA's AppChoices app available [here](#). If you authorized us and/or our service providers to collect and/or share information about the precise location of your device through a mobile application, you can always withdraw your consent and prevent the further collection and sharing of your precise device location information by accessing your device's location privacy settings. Each operating system, iOS for Apple devices, Android for Android devices and Windows for Microsoft devices, provides its own instructions on how to turn off precise location sharing. Access the privacy settings for your mobile device or contact your platform operator for more information.

THIRD PARTY SITES

The Site may include links to third party websites, plug-ins and applications. Clicking on those links or enabling those connections may allow third parties to collect or share data about you. We do not control these third-party websites and are not responsible for their privacy policies. When you leave the Site, we encourage you to read the privacy policy of every website you visit.

The Site may also contain links and interactive features with various social media platforms operated by third parties, including a "share" button that allows you to post links to content and features that you believe will be of interest to others on your social network pages. When you visit a page that includes one of these sharing tools, the third party company that operates the tool may be collecting information about your browser, device, and online activity through its own tracking technologies and subject to its own separate privacy policy.

SECURITY OF YOUR PERSONAL INFORMATION

We have put in place appropriate security measures to prevent your personal data from being accidentally lost, used or accessed in an unauthorized way, altered or disclosed. In addition, we limit access to your personal data to those employees, agents, contractors and other third parties who have a business need to know. They will only process your personal data on our instructions and they are subject to a duty of confidentiality. We have put in place procedures to deal with any suspected personal data breach and will notify you and any applicable regulator of a breach where we are legally required to do so. Unfortunately, the Internet cannot be guaranteed to be 100% secure, and we guaranty that the personal information we collect will never be disclosed in a manner that is inconsistent with this Privacy Policy.

RETENTION OF PERSONAL INFORMATION

We will retain your personal information for as long as necessary to fulfill the purpose for which it was collected. To determine the appropriate retention period for personal data, we consider the amount, nature, and sensitivity of the personal data, the potential risk of harm from unauthorized use or disclosure of your personal data, the purposes for which we process your personal data and whether we can achieve those purposes through other means, and the applicable legal requirements. Please note that we may continue to retain personal information for purposes of our legitimate interests, including to comply with our legal obligations, resolve disputes, and enforce our agreements. Data subjects located

in Europe have the right to request that we delete their personal information as set forth in the “International Users” section.

CHILDREN’S PRIVACY

We do not knowingly collect, maintain, or use personal information from children under 16 years of age, and no part of the Site is directed to children under the age of 16. If you learn that your child has provided us with personal information without your consent, you may alert us at support@GOVPS.host. If we learn that we have collected any personal information from children under 16, we will promptly take steps to delete such information and terminate the child’s account.

INTERNATIONAL USERS

EU data subjects have certain rights with respect to your personal information that we collect and process. We respond to all requests we receive from individuals in the EEA wishing to exercise their data protection rights in accordance with applicable data protection laws.

- Access, Correction or Deletion. You may request access to, correction of, or deletion of your personal information. Please note that even if you request for your personal information to be deleted, certain aspects may be retained for us to: meet our legal or regulatory compliance (e.g. maintaining records of transactions you have made with us); exercise, establish or defend legal claims; and to protect against fraudulent or abusive activity with respect to the Site or Services. Data retained for these purposes will be handled as described in the “Retention of Personal Information” section above.
- Objection. You may object to processing of your personal information where we are relying on a legitimate interest (or those of a third party) and there is something about your particular situation which makes you want to object to processing on this ground as you feel it impacts your fundamental rights and freedoms. You also have the right to object where we are processing your personal information for direct marketing purposes. In some cases, we may demonstrate that we have compelling legitimate grounds to process your information which override your rights and freedoms.
- Restriction. You have the right to ask us to suspend the processing of your personal information in the following scenarios: (a) if you want us to establish the data’s accuracy; (b) where our use of the data is unlawful but you do not want us to erase it; (c) where you need us to hold the data even if we no longer require it, as you need it to establish, exercise or defend legal claims; or (d) you have objected to our use of your data but we need to verify whether we have overriding legitimate grounds to use it.
- Portability. You have the right to request the transfer of your personal information to you or to a third party. We will provide to you, or a third party you have chosen, your personal information in a structured, commonly used, machine-readable format. Note that this right only applies to automated information which you initially provided consent for us to use or where we used the information to perform a contract with you.

- Withdraw Consent. If we have collected and processed your personal information with your consent, you can withdraw your consent at any time. Withdrawing your consent will not affect the lawfulness of any processing we conducted prior to your withdrawal, nor will it affect processing of your personal information conducted in reliance on lawful processing grounds other than consent.
- File a Complaint. You have the right to file a complaint with a supervisory authority about our collection and processing of your personal information.

To file a request or take action on one of your rights, please contact us at the contact details provided below. You will not have to pay a fee to access your personal information (or to exercise any of the other rights). However, we may charge a reasonable fee if your request is clearly unfounded, repetitive or excessive. Alternatively, we may refuse to comply with your request in these circumstances.

We may need to request specific information from you to help us confirm your identity and ensure your right to access your personal information (or to exercise any of your other rights). This is a security measure to ensure that personal information is not disclosed to any person who has no right to receive it. We may also contact you to ask you for further information in relation to your request to speed up our response. We try to respond to all legitimate requests within one month. Occasionally it may take us longer than a month if your request is particularly complex or you have made a number of requests. In this case, we will notify you and keep you updated.

LOCATION OF PROCESSING BY GOVPS

For users of the Site, the personal information you provide to us is being transmitted to GOVPS and processed in the United States and by our affiliates and their service providers in any other jurisdictions where we or they operate. Your personal data will be protected subject to this Privacy Policy and contracts that impose data protections as required by the country where your data was collected. By using the Services, you consent to the transfer, processing, storage and access of your personal data in and/or outside of the jurisdiction in which you reside. Courts and other authorities in these jurisdictions may, in certain circumstances, be entitled to access your personal data. If your personal data is collected in Europe, we will transfer your personal data subject to suitable safeguards, including standard contractual clauses where appropriate. By choosing to visit the Site or otherwise provide information to us, you agree that any dispute over privacy or the terms contained in this Privacy Policy will be governed by the law of the State of California and the adjudication of any disputes arising in connection with GOVPS or the Site will be in accordance with the [Terms of Use](#).

For Users of GOVPS's Services, GOVPS's dedicated servers that host its Services are located in Canada. Data collected and processed by one of GOVPS's customers may never travel to/from the United States, but instead may be transmitted directly from the location of collection to Canada. GOVPS is not responsible for the transmission of data controlled by our customers. GOVPS's customers are responsible for compliance with all applicable laws governing the processing of data controlled by them.

CALIFORNIA PRIVACY RIGHTS

If you are a California resident, you also have the ability to ask us for a notice identifying the categories of personal information, as defined by California Civil Code Section 1798.83, we share with our affiliates and/or third parties for their direct marketing purposes and the contact information for such affiliates and/or third parties (under California Civil Code Sections 1798.83-1798.84). If you are a California resident and would like a copy of this notice, please submit a written request to support@GOVPS.host.

QUESTIONS

If you have questions or suggestions for improving this Privacy Policy, we're all ears, so please send an e-mail to support@GOVPS.host.

CHANGES TO THIS PRIVACY POLICY

We may revise this Privacy Policy, so please review it periodically. If you continue to visit this Site and use the Services made available to you after such changes have been made, you hereby provide your consent to the changes.

We will post any updates to this Privacy Policy on this webpage, and the revised version will be effective when it is posted. If you are concerned about how your information is used, please bookmark this page and read this Privacy Policy periodically.

Effective Date: September 19th, 2018