

PRIVACY POLICY

TALUS FOUNDATION ("Company", "we", "us", "our")

The Cayman Islands Data Protection Act (as amended) ("**DPA**"), effective 30 September 2019, governs the use of Personal Data by Cayman Islands entities. We recognize the importance of protecting the privacy of persons ("**Users**" or "**you**") and this Privacy Policy (the "**Policy**") sets out how we may collect, use and disclose information, and describes your choices regarding this information. Please read this Policy carefully and contact us with questions at hi@talus.foundation.

References in this Policy to "information" or "personal information" or like terms shall, where required by the DPA or where the context requires, refer to Personal Data (as defined in the DPA), however shall otherwise not include a reference to Personal Data as so defined. Other capitalized terms not defined herein are as defined in the DPA.

APPLICABILITY OF THIS POLICY

This Policy applies to our services, which include the services we provide on our platform, user interface to the Talus Network or any Talus Application (as defined below) or any other websites, pages, features, mobile applications, or content we own or operate (collectively, the "**Sites**") or when you use any of our, a Talus Application's or third-party applications relying on such an API, and related services (collectively, the "**Services**"). If you do not agree with the terms of this Policy, do not access or use the Services, Sites, or any other aspect of our business.

The Company is committed to protecting and respecting your privacy and this privacy policy sets out our current data protection policies. The Company may at any time without notice change its privacy policy. Where relevant in the context of the applicability of this Policy, references to the Talus Foundation shall include references to the Talus Network and Talus Applications (as appropriate).

A copy of the DPA may be found at: https://legislation.gov.ky/cms/legislation/current/by-title.html?view=acts_alpha under "Data Protection Act (2021 Revision)". By continuing to access or use the Services, Sites, or any other aspect of our business you confirm that you have read and understood the DPA or taken appropriate professional advice in relation to the same.

Capitalised terms not otherwise defined herein shall have the meaning ascribed to them in the DPA.

HOW DOES TALUS FOUNDATION COLLECT YOUR PERSONAL INFORMATION

We collect your personal information, for example, when you deposit digital assets in the Talus Network or any Talus Application, make transactions using the Talus Network, or withdraw digital assets from the Talus Network. We may also collect your personal information from other companies.

DATA CONTROLLER

The Company (being the Talus Foundation) is the Data Controller for the purposes of the Services. Hence, the Company is responsible for ensuring that it uses your Personal Data in compliance with the DPA. The Company may be contacted via email at hi@talus.foundation.

The Company is committed to protecting the security of your Personal Data and information and uses a variety of internal security measures to prevent unauthorised use, access or disclosure. These security measures include administrative, technical, and physical safeguards. However, no system can

be completely secure. Therefore, although we take steps to secure your information, we cannot guarantee that your information, searches, or other communication will always remain secure. You are responsible for all activity on the Talus Network (or any Talus Application (as defined below)) relating to any of your cryptocurrency network addresses and/or cryptocurrency wallets. All Personal Data and information will be kept confidential and will not, subject to applicable law, be disclosed outside of the Company and its affiliates without your consent.

As the Company may operate across different jurisdictions, your personal information may be transferred outside of the Cayman Islands to jurisdictions without equivalent data protection legislation. By sending us your personal information you consent to us making any necessary cross-border transfers of your personal information.

TYPES OF PERSONAL DATA

When you interact with our Services we may collect the following information:

- (a) Contact Information, such as your email address;
- (b) Financial Information, including but not limited to your Ethereum or other cryptocurrency wallet information, transaction history, and associated fees paid;
- (c) Transaction Information, such as information about the transactions you make on our Services, such as the type of transaction, transaction amount, and timestamp;
- (d) Correspondence, such as your feedback, questionnaire and other survey responses, and information you provide to our support teams, including via our help chat;
- (e) Online Identifiers, such as geo location/tracking details, browser fingerprint, operating system, browser name and version, and/or personal IP addresses;
- (f) Usage Data, such as user preferences and other data collected via cookies and similar technologies;
- (g) Information We Get from Others. We may get information about you from other sources as required or permitted by applicable law, including public databases, credit bureaus & ID verification partners for purposes that may include applicable know your client/client due diligence procedures, counter-terrorist financing, proliferation financing, sanctions, politically exposed persons, tax purposes, future regulatory, securities and tax requirements, information from public websites, public sources of information (bankruptcy registers, credit reference agencies) and publicly accessible directories. We may combine the information collected from these sources with the information we get from this Site in order to comply with our legal obligations and limit the use of our Services in connection with fraudulent or other illicit activities; and
- (h) Information from cookies and other tracking technologies. We and third parties we authorize may collect information about the use of the Services, as well as about our interactions with you. This information may include internet protocol (IP) addresses, browser type, internet service provider (ISP), referring/exit pages, operating system, date/time stamp, and click-stream data, and information about your interactions with the communications we send to you.

We may combine this automatically collected log information with other information we collect about you. You may choose to set your web browser to refuse cookies, or to alert you when cookies are being sent. If you do so, please note that some parts of our Services may not function properly.

LAWFUL PURPOSES AND PROCESSING PRINCIPLES

Lawful Purposes (how we use information (including Personal Data))

We use your information in accordance with your instructions, including any applicable terms in any potential terms of use policy, and as required by applicable law. We may also use the information we collect for:

(a) Providing Services and Features:

- (i) We may use the information we collect to provide, personalize, maintain, and improve our products and Services. This includes using information to:
 - a. operate, maintain, customize, measure, and improve our Services, and manage our business;
 - b. process transactions;
 - c. send information, including confirmations, notices, updates, security alerts, and support and administrative messages; and
 - d. to create de-identified or aggregated data;

(b) Safety and Security:

- (i) We may use your information to help maintain the safety, security, and integrity of you and our Services, including to:
 - a. protect, investigate, and deter against fraudulent, unauthorized, or illegal activity;
 - b. monitor and verify identity or service access, combat spam, malware or security risks;
 - c. perform internal operations necessary to provide our Services, including to troubleshoot software bugs and operational problems;
 - d. enforce our agreements with third parties, and address violations of our terms or agreements for other Services; and
 - e. comply with applicable security laws and regulations;

(c) Research and Development:

- (i) We may use the information we collect for testing, research, analysis, and product development to improve your experience. This helps us to improve and enhance the

safety and security of our Services, improve our ability to prevent the use of our Services for illegal or improper purposes and develop new features and products relating to our Services;

(d) Legal and Regulatory Compliance:

- (i) We may verify your identity by comparing the personal information you provide against third-party databases and public records. We may use the information we collect to investigate or address claims or disputes relating to use of our Services, or as otherwise allowed by applicable law, or as requested by regulators, government entities, and official inquiries;

(e) Direct Marketing:

- (i) We may use the information we collect to market our Services to you. This may include sending you communications about our Services, features, promotions, surveys, news, updates, and events, and managing your participation in these promotions and events. If you do not want us to send you marketing communications, please opt out by clicking the “unsubscribe” link in any marketing email we send or by contacting us at hi@talus.foundation;

(f) Cross Border Disclosure:

- (i) We may disclose or transfer information whether in the Cayman Islands or to jurisdictions, countries or territories outside of the Cayman Islands (including without limitation the U.S.), which may not have the equivalent data protection laws to the Cayman Islands, to third parties including regulatory bodies, auditors, technology providers or to the Company for the purposes specified above; and

(g) Legitimate Interests:

- (ii) We may use information for other legitimate business interests of the Company.

Processing Principles

The Company will comply with the Data Protection Principles as set out in the DPA when Processing Personal Data:

- (a) your Personal Data, supplied from time to time provided by you, will be Processed fairly;
- (b) your Personal Data will not be further Processed in any manner incompatible with the purpose or purposes for which it was collected and Processed;
- (c) your Personal Data will be adequate, relevant, and not excessive in relation to the purpose or purposes for which the Company collects or Processes your Personal Data;
- (d) your Personal Data will be accurate and, where necessary, kept up to date;

- (e) the Company will not keep your Personal Data for longer than is necessary to satisfy the purpose or purposes for which your Personal Data was collected or Processed;
- (f) the Company will Process your Personal Data in accordance with the rights of Data Subjects under the DPA; and
- (g) the Company will ensure that appropriate technical and organizational measures are taken to safeguard against unauthorized or unlawful Processing of your Personal Data and against accidental loss or destruction of, or damage to, your Personal Data.

PERSONAL DATA RECIPIENTS (HOW WE SHARE AND DISCLOSE INFORMATION)

The Company may disclose and share your information with the following recipients and in the following circumstances:

- (a) To Comply with Our Legal Obligations. We may share your information: (A) to cooperate with government or regulatory investigations; (B) when we are compelled to do so by a subpoena, court order, or similar legal procedure; (C) when we believe in good faith that the disclosure of personal information is necessary to prevent harm to another person; (D) to report suspected illegal activity; or (E) to investigate violations of an agreement or any other applicable policies;
- (b) With Service Providers. We may share your information with service providers who help facilitate business and compliance operations such. Our contracts require these service providers to only use your information in connection with the services they perform for us;
- (c) During a Change to Our Business. If we engage in a merger, acquisition, bankruptcy, dissolution, reorganization, sale of some or all of our assets or stock, financing, public offering of securities, acquisition of all or a portion of our business, a similar transaction or proceeding, or steps in contemplation of such activities, some or all of your information may be shared or transferred, subject to standard confidentiality arrangements; and
- (d) Aggregated or De-identified Data. We may share aggregated and/or anonymized data with others.

Reasons We Can Share Your Personal Information

We need to share users' personal information to operate certain aspects of the Talus Network and our business generally, to include Talus Applications (as defined below). Detailed below are the reasons we share your personal information and whether you can limit this sharing:

- (a) We share users' personal information for our everyday business purposes, such as to process and match your orders and respond to court orders and legal investigations. You cannot limit our sharing of this information;
- (b) We share users' personal information for our marketing purposes, such as to offer our products and services to you. You cannot limit our sharing of this information;
- (c) We do not share users' personal information for joint marketing with financial companies;

- (d) We do not share users' personal information for our Affiliates' everyday business purposes;
- (e) We do not share users' personal information for our Affiliates to market to you;
- (f) We do not share users' personal information for non-Affiliates to market to you.

"Affiliates" refer to companies related by common ownership or control; **"non-Affiliates"** refer to companies not related by common ownership or control; and **"joint marketing"** refers to a formal agreement between nonaffiliated financial companies that together market financial products or services to you.

In relation to any other circumstances, we will only disclose your information in the following situations:

- (a) where you have given your consent;
- (b) where we are required to do so by law or enforceable request by a regulatory body;
- (c) where it is necessary for the purpose of, or in connection with legal proceedings or in order to exercise or defend legal rights; or
- (d) if we transfer management or control of the Company.

INTERNATIONAL TRANSFERS

As the Company's affiliates and any Data Processors may be in different jurisdictions, your personal information may be transferred outside of the Cayman Islands to jurisdictions with or without data protection legislation equivalent to that of the Cayman Islands. By sending us your personal information you consent to us making any necessary cross-border transfers of your personal information.

Where a Personal Data transfer is made to a jurisdiction which provides a level of data protection lower than that prescribed by the DPA, the Company will take steps to ensure the security and confidentiality of your Personal Data in accordance with the DPA. Such steps may include establishing contractual undertakings with service providers who process Personal Data on our behalf.

PERSONAL DATA RETENTION

To view or update your information, contact us at hi@talus.foundation. We store your information throughout the life of your use of the Talus Network and any other application developed by us or any entity sponsored by us (either directly or indirectly by our founders (each a **"Talus Application"** and which, where applicable shall include reference to Talus Labs)) and retain your information for a minimum of five (5) years (or for such longer periods as may be required by law) to comply with our legal obligations and to resolve disputes. If you cease using the Talus Network and Talus Applications, we will neither use your information for any further purposes, nor sell or share your information with third parties, except as necessary to prevent fraud and assist law enforcement, as required by law, or in accordance with this Policy.

AGE LIMITATIONS

To the extent prohibited by applicable law, we do not allow use of our Services and Sites by anyone younger than the legal age in the jurisdiction in which the user resides. If you learn that anyone younger than the legal age has unlawfully provided us with personal data, please contact us at hi@talus.foundation and we will take steps to delete such information, close any such accounts, and, to the extent possible, prevent the user from continuing to use our Services

CHANGES TO THIS POLICY

We encourage you to review this Policy to stay informed. If we make material changes, we will provide additional notice, such as via the email specified in your account or through the Services or Sites.

YOUR RIGHTS UNDER THE DPA

Under the DPA, you have the following rights in relation to how we Process your Personal Data:

- (a) the right to request access – you may obtain confirmation from us as to whether or not your Personal Data is being Processed and, where that is the case, access to your Personal Data;
- (b) the right to rectification and erasure – you have the right to obtain rectification of inaccurate Personal Data we hold concerning you and to obtain the erasure of your Personal Data in certain circumstances;
- (c) the right to restrict Processing or to object to Processing – you may require us to restrict the Processing we carry out on your Personal Data in certain circumstances or to object to us Processing your Personal Data;
- (d) the right to withdraw consent – where you have provided your consent to us Processing your Personal Data, you have the right to withdraw your consent at any time. You may exercise this right by contacting the Company via the Administrator or the Investment Manager; and
- (e) the right to submit a complaint – you may lodge a complaint with the Cayman Islands Ombudsman. If you wish to make a complaint see: <https://ombudsman.ky/data-protection>. The Office of the Ombudsman is contactable by:
 - (i) mail at: PO Box 2252, Grand Cayman KY1-1107, CAYMAN ISLANDS
 - (ii) email: info@ombudsman.ky
 - (iii) telephone: +1 345 946 6283

Opening hours: Monday to Friday 8:30am to 4:30pm.

WITHDRAWAL OF CONSENT

You have the right to withdraw your consent to the Company Processing your Personal Data at any time, but should you do so you shall cease accessing or using the Services, Sites, or any other aspect of our business. **Any withdrawal of consent will not affect the lawfulness of Processing based on consent before its withdrawal.**

For further information on your rights under the DPA, please see the Ombudsman's website at www.ombudsman.ky.