

# **PRIVACY POLICY**

Effective Date: January 27, 2015

Sentencingguidelinescalculator.com (the “Website”) and its related services and products, including without limitation, the Sentencing Guidelines Calculator for Michigan (the “Application”) is owned and operated by Mokasoft, LLC (“Mokasoft” or “We”), a Michigan limited liability company. By visiting the Website or using the Application, you understand and agree to accept and adhere to the following terms and conditions as stated in this Privacy Policy, along with the terms and conditions as stated in our Terms of Use Agreement. Mokasoft has adopted this Privacy Policy (“Privacy Policy”) to inform you that it collects personal information (“Personal Information”) when you use the Website or Application and to explain how this Personal Information is used.

MOKASOFT MAY CHANGE, MODIFY, AMEND, UPDATE, SUSPEND, TERMINATE, OR REPLACE THIS PRIVACY POLICY FROM TIME TO TIME AND WITHIN ITS SOLE AND ABSOLUTE DISCRETION. IN THE EVENT MOKASOFT CHANGES, MODIFIES, AMENDS, OR REPLACES THIS PRIVACY POLICY, THE EFFECTIVE DATE, LOCATED ABOVE, WILL CHANGE. YOUR CONTINUED USE OF THE WEBSITE OR APPLICATION AFTER A CHANGE IN THE EFFECTIVE DATE OF THIS PRIVACY POLICY CONSTITUTES YOUR MANIFESTATION OF ASSENT TO THE CHANGE, MODIFICATION, UPDATE, AMENDMENT, OR REPLACEMENT CONTAINED WITHIN.

## **1. Mokasoft may collect the following Personal Information from you:**

1) Any information that you submit to the Website, Application, Youtube, Social Media or similar third party sites or applications; 2) First and last name; 3) Email address; 4) Country; 5) Business name, business website, business email address; 6) Payment information; 7) Other required account or other information visible to the User as requested by the Website or Application; 8) Your IP address; 9) Phone number; 10) Address book and contacts; 11) Mobile device ID, device name, and OS name and version; 12) Your geolocation; 13) Your use of the Website and Application; 14) Information stored in cookies, pixel tags, or web beacons; 15) Analytic data from Google Analytics; 16) Account holder and payment information; and 17) Any other additional analytic data that you voluntarily submit to the Website or Application

Mokasoft may collect this personal information from you through various channels, including, but not limited to, through your voluntary submission of information to the Website or Application, through requests initiated by you through the Website or Application, through communication with third parties such as banks, through the collection and analysis of information concerning your computer and browsing activities, through the use of cookies, web beacons, pixel tags, Google Analytics, and through other sources permitted by law.

## **2. Use of Cookies and Other Tracking Techniques**

Mokasoft may collect Personal Information from you through its use of cookies or other tracking techniques. Cookies allow the Website and Application to recognize your computer or mobile device and preferences when you revisit the Website or Application. Session cookies help to remember your preferences on a single visit to the Website or Application and your browser will normally delete these session cookies upon closing. Web beacons and tracking pixels are objects embedded in a web page that allow Mokasoft to analyze whether a user has visited a specific page. The Personal Information

collected through the use of these cookies and tracking techniques may be used for advertising purposes, whether contextual or otherwise, and may be shared with Mokasoft's advertisers to provide its advertisers with information on the demographics or preferences of the Website or Application's users.

Your web browser or mobile device may provide you with the ability to block or limit these cookies and tracking techniques. If you object to Mokasoft's use of cookies and other tracking techniques, you are advised to adjust your web browser or mobile device's settings accordingly.

### **3. Mokasoft uses Personal Information to:**

Provide you with the Website and Application, process any requests made by you, process any business contemplated by the Website or Application, communicate with you, identify and fix problems with the Website or Application, update you on changes to the Website or Application, communicate with you concerning your Account, to complete a transaction you initiated, and to update you on Mokasoft's services offered through the Website or Application or the services of third parties.

Mokasoft may share your Personal Information with third parties where it has obtained your consent, whether express or implied, with third party service providers to provide you with services initiated at your request, with Mokasoft's parents, subsidiaries, successors, and assigns, and with Mokasoft's business partners who offer services through or in association with the Website or Application.

To process purchases, Mokasoft may require your name, address, phone number, email address and credit card information. Such information is used primarily to process your order or as otherwise described herein. Credit card transactions are processed through industry standard Secure Socket Layer (SSL) and/or strong encryption (3DES) by a third party, which only uses your information for that purpose.

Mokasoft may use your personal identifiable information, including your email address, to communicate with you about the Website or Application, your use of services related to the Website or Application, such as promotions, contests, advertising placements and/or the purchase of goods or services. Mokasoft may also send you push notifications. Mokasoft may use your personal identifiable information, including your email address, for marketing purposes. Mokasoft will allow you to opt out of email marketing. Each email sent contains a very easy and automated way for you to stop receiving email messages from us in the future. If you have received unwanted, unsolicited email sent via this system or purporting to be sent via this system, please forward a copy of that email with your comments to [joe@mokasoft.com](mailto:joe@mokasoft.com) for review. We will look into the matter.

Mokasoft will never sell, share, or rent individual personal information with anyone without your advance written permission or unless ordered by a court of law. Information submitted to us is only available to employees managing this information for purposes of contacting you or sending you emails based on your request for information and to contracted service providers for purposes of providing services relating to our communications with you.

Except as otherwise stated herein, Mokasoft will not sell, transfer, or lease your Personal Information to any individual, business, or government entity except to: (1) respond to authorized information requests by government authorities; (2) to respond to a court order or subpoena; (3) to protect the employees, independent contractors, users, members, officers, directors, or shareholders of Mokasoft;

(4) to help prevent against fraud or the violation of any applicable law, statute, regulation, ordinance, or treaty; or 5) enforce the terms and conditions of this Privacy Policy or other policy or agreement of Mokasoft.

Mokasoft reserves the right, but has no obligation, to report to law enforcement any Personal Information or User Generated Content at any time and for whatever reason, in its sole and absolute discretion.

The Personal Information that you provide to Mokasoft may be publicly displayed. You are solely responsible for the protection of any Personal Information that you submit to the Website or Application, and you are advised to review that Personal Information before you submit it to the Website.

You acknowledge and agree that Mokasoft is not responsible or liable for any third party links, third party content, content submitted by you, content submitted by other users, or communications sent to you from entities or individuals that Mokasoft does not own or control. You are advised to review the privacy policies of third party websites.

#### **4. Mokasoft stores your Personal Information and other information in the following manner:**

When you use Mokasoft's Website or Application to send or receive User Generated Content, a copy of the User Generated Content will be cached on servers rented by Mokasoft. Mokasoft may remove the cached content at any time, within its sole discretion, although Mokasoft cannot guarantee that the cached content will be permanently deleted. Accordingly, any User Generated Content that you send or receive is done so at your own risk. Mokasoft does not provide any means for you to delete the cached content.

Your Personal Information is stored and processed on computers in the United States and, through your use of the Website or Application, you unequivocally consent to the processing and storage of your Personal Information within the United States. Be advised that the laws of the United States may not be as protective of your privacy as those in your location. You understand and agree that Mokasoft may continue to store your information after you cease use of the service or disable your Account. Please also be aware that your Personal Information and User Generated Content may be transferred to and maintained on servers or databases located outside your state, province, or country. By using Mokasoft's Website or Application, you agree that the collection, use, transfer, and disclosure of your Personal Information, communications, and User Generated Content will be governed by the applicable laws in the United States.

Mokasoft uses commercially reasonable efforts and standard technology to store and help prevent against the unauthorized disclosure of your Personal Information. Though it undertakes commercially reasonable efforts to protect your Personal Information, no Website or Application is completely safe. Accordingly, you provide all such Personal Information at your own risk.

#### **5. Business Transfer**

If Mokasoft, or substantially all of its assets are acquired through purchase or bankruptcy, or Mokasoft otherwise goes out of business, your Personal Information will be one of the assets that will be transferred or acquired by a third party. You acknowledge and agree that such transfer may occur, and

that any individual or entity that acquires Mokasoft may continue to use your Personal Information consistent with the terms and conditions of this Privacy Policy.

## **6. Advertisements**

Advertisements that appear on Mokasoft's Website or Application may be delivered to you by advertising partners who set their own cookies. These cookies are used to recognize your device and compile information about you or others who use your device. This information allows for delivery of targeted advertisements that may interest you. This Privacy Policy covers the use of cookies by Mokasoft, but does not cover use of cookies by any third parties. You acknowledge and agree that Mokasoft is not responsible or liable for the content of advertisements or cookies of third parties.

## **7. Mobile Device Additional Terms**

If you use a mobile device to access our Website or Application, we may collect device information (such as your mobile device ID, model and manufacturer), operating system information, and IP address information. We do not ask you for, access or track any location-based information from your mobile device at any time while downloading or using our Application or services.

## **8. You may limit Mokasoft from collecting your Personal Information by:**

Adjusting your web browser or mobile device settings, limiting cookies or other tracking techniques, deleting your Account, or by ceasing your use of the Website or Application. You may contact Mokasoft with any requests regarding your information.

## **9. Acceptance of Privacy Policy**

Your use of our Website and Application, including any dispute concerning privacy, is subject to this Privacy Policy. **BY USING OUR WEBSITE OR APPLICATION, YOU ARE ACCEPTING THE PRACTICES AND TERMS SET OUT IN THIS PRIVACY POLICY.**

If we decide to change our Privacy Policy, we will post those changes to this privacy statement page and any other places we deem appropriate so that you are aware of what information we collect, how we use it, and under what circumstances, if any, we disclose it. We reserve the right to modify this Privacy Policy at any time, so please review it frequently. If we make material changes to this Privacy Policy, we will notify you here, or by other means, such as e-mail, at our discretion.

Your continued use of any portion of our Website or Application following posting of the updated Privacy Policy will constitute your acceptance of the changes.

## **10. Contact and Notices**

All questions and concerns regarding this Privacy Policy may be submitted to Mokasoft, LLC, Attn: Joseph Kattelus, 4468 Oakwood Drive, Okemos, Michigan 48864 with a copy emailed to [joe@mokasoft.com](mailto:joe@mokasoft.com).