

## **OUR PRIVACY AND DATA POLICY**

READ THIS POLICY CAREFULLY. IT CONTAINS IMPORTANT INFORMATION AS TO THE DATA (INFORMATION) WE MAY COLLECT FROM YOU BY VIRTUE OF YOUR ACCESS AND USE OF THIS WEBSITE AS WELL AS TO OUR SERVICES TO YOU. THIS POLICY SETS HOW WE MAY STORE, USE, AND SHARE SUCH DATA.

Effective Date: February 8, 2024

Thanks for visiting our website [www.flanker.co](http://www.flanker.co) (the "Site.")

The expressions "We," "Our," or "Us," and similar expressions, refer to FLANKER LOGISTICS SOLUTIONS LLC, a Florida Limited Liability Company (hereinafter "FLANKER LOGISTICS SOLUTIONS"). The expressions "You," "Your," and "Yours," and similar expressions, refer to the individual accessing the Site, and/or the legal entity obtaining information and/or conducting transactions with Us, either through the Site, or by traditional means. The expressions "Services" refer to the logistics, ground transportation, and domestic freight brokerage services we currently offer to individuals, companies and business entities. Access and use of the Site and information provided by the Site is restricted to persons of legal age.

By accessing the Site, and/or placing service orders with Us, You consent to the following data collection, use, disclosure, and storage practices described in this Privacy and Data Policy.

This Privacy and Data Policy notifies You about the information We may collect from You, how We collect it, and what We do with it. This policy is also applicable to Our affiliates and service providers. If You do not agree to this Policy, then You have no right to access and/or use the Site, nor to place service orders with Us.

This Privacy and Data Policy applies to every person and/or entity accessing and using the Site, and/or contracting Our services regardless if: (1) such person or entity has contacted Us regarding the Services We provide, (2) obtained a quote for the Services We provide, and/or (3) is using or has used the Services We provide. Both customers/ clients as well as guest users shall be equally subject to this Policy. The mere research and gathering of information by virtue of the Site will be deemed as use of the Site, and therefore, covered by this Policy.

The "Legal Notices & Terms and Conditions" of the Site may be found, as they are clearly made available, at the bottom of the Home Page of the Site. The same are incorporated into this Policy. You must read, understand, and agree to those Legal Notices & Terms and Conditions.

In addition to This Privacy and Data Policy, if We use third-party providers You will also be bound by such third party provider's terms and policies as to the collection and use of Your information.

We may collect information while You are accessing the Site, inquiring about our Services through links and forms provided on this Site, and/or when We communicate with You in any other way, such as telephone calls or written correspondence. This policy also governs such information, as applicable. We also may obtain and use information about You from third parties such as persons or entities that have referred You to Us, providers of logistics, transportation, shipping, and cargo providers, and other third parties.

FLANKER LOGISTICS SOLUTIONS often seeks to collect from You various forms of personally identifiable information ("Personal Information.") Examples of the types of Personal Information that may be collected at the Site include Your: name, address, e-mail address, telephone number, personal identification numbers, fax number, financial information, and credit card information; as well as information, specifics, and addresses pertaining to shipments, cargo, products, goods, and other related information to property owned and/or controlled by You, as

well as any other personal information required and entered by You while accessing the Site and while communicating with Us in any other way. We collect personal information from You when You provide it to Us.

As to Your credit card and other payment information, We may share it with providers of logistics, transportation, shipping, and cargo services (collectively “Subcontractor Services”, as it may be required. By using the Services provided and contracted by virtue of Your use of the Site, You are authorizing Us to share Your credit card information with those providers of such Subcontractor Services that will provide Services to You, and You accept to be bound under the policies of those providers of Subcontractor Services.

If We use a third-party provider of payment and/or credit card processing services, they will also collect Your personal and credit card information. Such information may be collected by (and transmitted to) those third-party credit processing providers, with no intervention by the part of FLANKER LOGISTICS SOLUTIONS. You will be subject to the terms, conditions, and policies of those third-party credit processing providers collecting Your information and Your credit card information.

While FLANKER LOGISTICS SOLUTIONS attempts to use current technology to avoid any undue access and dissemination of the data We have from You, We cannot guarantee that Your information will not be subject to undue disclosure. Malicious access by the part of third persons intruding into web sites and data bases (hacker attacks) are not always preventable, and You assume all risks associated with accessing the Site, providing information to Us via the Site, and the collection of other data by the Site by virtue of Your access to the Site. We may collect other personal information about You in addition to that which is provided by You.

FLANKER LOGISTICS SOLUTIONS will also collect information, specifics, plans, history, and addresses pertaining to You, Your business operations, shipments, cargo, products, goods, and other related information to property owned and/or controlled by You, as well as Your preferences. We will share this information as needed, to provide You with the Services contracted by You while using the Site or communicating with Us. We may also share this information with our affiliates, sub-contractors, suppliers, third-party vendors, and other third parties for marketing purposes, and to offer You Services.

If You do not want Us to store Your Personal Information You must send Us an email to [info@flanker.co](mailto:info@flanker.co) requesting the removal of the same.

We may collect and share various types of information that are anonymous, de-identified, or otherwise not intended to personally identify You (“Non-Personally Identifiable Information”) when You visit the Site. Non-Personally Identifiable Information, which may include, but is not limited to, information and data from or about the computer, mobile phone, or other devices You use to access the Site, such as network and communication information, Your IP address or mobile phone number, Your internet service provider, operating system, Your location, the type (including identifiers) of the device or browser You use, or the URL of Web sites You visited. Your IP address may be used to gather broad demographic information and to recognize customer traffic patterns and site usage. This information aids Us in merchandising and in developing the design and layout of the Site. We may also use and share this Non-Personally Identifiable Information with third parties for marketing and analysis purposes.

FLANKER LOGISTICS SOLUTIONS, and the Site, may use “cookies” (including “flash cookies”) or similar technologies. Cookies are text files placed in Your computer’s browser to store Your preferences. Flash cookies store data more complex than simple text. For purposes of this Policy the term “cookies” include “flash cookies.” Whether You want Your Web browser to

accept cookies is up to You. If You have not changed Your computer's settings, Your browser most likely already accepts cookies. We use cookies to understand the Site's and Internet's usage and to improve or customize the content, offerings, or advertisements of the Site, or any other website. For example, We may use cookies to personalize Your experience at the Site (e.g., to recognize You by name when You return to the Site.) We also may use cookies to help Us offer You products, programs, or services that may be of interest to You and to deliver relevant advertising. We, and/or third party service providers, advertisers, advertising networks and platforms, also may use cookies to manage and measure the performance of advertisements displayed on or delivered by or through the Site. This also helps Us, third party service providers, and advertisers to provide more relevant advertising. We may share with third parties Non-Personally Identifiable Information from You collected through the use of cookies.

FLANKER LOGISTICS SOLUTIONS, as well as third-party service providers, advertisers, advertising networks and platforms, may also use "web beacons" or clear ".gifs" or similar technologies, which are small pieces of codes placed on a website or in an electronic mail (e-mail), to monitor the behavior and collect data about the visitors viewing a website or e-mail.

FLANKER LOGISTICS SOLUTIONS may store Your information for as long as it is necessary and legally permissible and We may store it in Our own servers, or third party's servers, whether located within the United States of America, or elsewhere.

FLANKER LOGISTICS SOLUTIONS may use Your personal information to complete, or to carry on any transaction conducted with Us and/or by virtue of the Site, as well as to provide You with the services You requested, to provide You information regarding those services, and to manage Your account. We will also use that information to charge You and/or collect from You any price, rate, fare, or even penalty that You are subject to as a result of using the Services offered through the Site.

FLANKER LOGISTICS SOLUTIONS may use Your personal information for Our internal purposes, such as providing customer support or providing, maintaining, evaluating, and improving the Site. We may also use Your information for marketing purposes and share it with advertisers, marketers, investors, third party service providers and others in order to assist them in reaching customers with information that is relevant to them.

You may, from time to time, receive information from Us, and/or affiliated companies, about new features, new services, and special offers We deem You might find valuable. If You are no longer interested in receiving e-mail announcements and other marketing information from Us You may opt-out on receiving them. Even after receiving such communication from You, You may still receive customer service related communications from Us.

FLANKER LOGISTICS SOLUTIONS may disclose Your information to any successor-in-interest of Ours, such as a company that acquires Us. In the event We go through a business transition, such as a merger, acquisition by another company, or sale of all or a portion of Our assets, Your information will likely be among the assets transferred.

We may need to disclose information when required by law and when We have a good-faith belief that such action is necessary to comply with a judicial proceeding, a court order or legal process or to investigate a claim or resolve a dispute.

FLANKER LOGISTICS SOLUTIONS follows generally accepted industry standards to protect the personal information submitted to Us from unauthorized access or disclosure, both during transmission and once We receive it. However, no method of transmission over the Internet, or method of electronic storage, is 100% secure. Therefore, while We strive to use commercially

acceptable means to protect Your personal information, We cannot guarantee its absolute security. We assume no liability for any disclosure of data due to errors in transmission, unauthorized third-party access or other acts of third parties, or acts or omissions beyond Our reasonable control.

The Site is intended for users ages 18 and older. If You provide information to Us regarding a minor You represent and warrant that You have the legal authority to provide such information, and You assume all responsibility from that submission of information. Also, if, in connection with the services, You provide information as to third-parties, such as consignees, agents, carriers, freight forwarder, etc., You represent and warrant that you have the authority and necessary approvals from such third-parties to provide to Us his/her/their information.

FLANKER LOGISTICS SOLUTIONS reserves the right to modify this Policy at any time and without prior notice. You are charged to verify this Policy at the moment of visiting the Site, contacting Us, requesting services, and/or providing information to Us. FLANKER LOGISTICS SOLUTIONS will update the "Effective Date" information upon a modification of this Policy. If the modified Policy is not acceptable to You, You will need to cease accessing and using the Site and Our services. However, information about You collected prior to Your cease of accessing the Site, and services, will be still subject to this Policy.

You agree to receive calls, including autodialed and/or pre-recorded message calls, as well as SMS, electronic electronic communications, or other text messages from FLANKER LOGISTICS SOLUTIONS and its service providers, at any of the telephone numbers (including mobile telephone numbers) and electronic addresses that We have collected for You. We may call and/or contact You: (i) You for reasons relating to Your use of the Services contracted by You by using the Site, or as authorized by applicable law; (ii) for marketing, promotional, or other reasons that You have either previously consented to or that You may be asked to consent to in the future. Telephone and text charges may apply if we contact You at a mobile number or device. We may share your telephone numbers with Our affiliates, for their use.

### **Governing Law and Dispute Resolution**

This Privacy and Data Policy and any action related thereto will be governed by the laws of the State of Florida, without regards to its conflict of law provisions. Any claim or dispute that may arise between You and Us relating in any way to or arising out of this Privacy and Data Policy or Your access and/or use of the Site will be resolved in accordance with the provisions set forth in the Dispute Resolution Section contained in the Legal Notices & Terms and Conditions. Therefore, any claim or dispute shall be settled through arbitration. Any arbitration will proceed on an individual basis and not as part of a class proceeding. In the event that the agreement to arbitrate is found not to apply, the state or federal courts located in the Miami-Dade County of Florida shall have exclusive jurisdiction. You and FLANKER LOGISTICS SOLUTIONS waive the right to a trial by jury and agree that any litigation will proceed on an individual basis and will not proceed as part of a class action.

Any questions or concerns regarding the Policy and its application should be directed to FLANKER LOGISTICS SOLUTIONS at this email address: [info@flanker.co](mailto:info@flanker.co)

**THIS PRIVACY AND DATA POLICY IS SUBJECT TO CHANGE.**