

Privacy Notice

This privacy notice (“Privacy Notice” or “Notice”) describes Barpay’s privacy policy. By using Barpay, you are accepting the practices described in this Notice.

What Personal Information Does Barpay Gather?

The information we learn from customers helps us personalize and continually improve your Barpay experience. Here are the types of information we gather:

Information You Give Us

We receive and store any information you enter through our app or give us in any other way. This includes location information, contact information, food and drink orders, and payment information. Through various functionality that may exist in the app, you may also provide us with such information as your name, address, and phone numbers; credit card information; people to whom you would like to send a drink; e-mail addresses of your friends and other people; content of reviews and e-mails to us; and financial information, including Social Security and driver's license numbers. You can choose not to provide certain information, but then you might not be able to take advantage of many of our features.

Mobile

When you download or use our app, we may receive information about your location and your mobile device, including a unique identifier for your device. We may use this information to provide you with location-based services, such as advertising, search results, and other personalized content. Most mobile devices allow you to turn off location services.

Flash Service

When you opt-in to service areas via text within the Flash service, you consent to receive messages from businesses within the Flash Network. We collect information related to your preferences and interactions within the Flash service, including your opt-in and opt-out choices for specific venues, service areas, or the entire Flash Network.

E-mail Communications

To help us make e-mails more useful and interesting, we may receive a confirmation when you open e-mail from Barpay if your computer supports such capabilities. If you do not want to receive e-mail or other mail from us, you may always unsubscribe as instructed in a given piece of correspondence.

Information from Other Sources

We might receive information about you from other sources and add it to our account information.

Does Barpay Share the Information It Receives?

Information about our customers is an important part of our business, and we are not in the business of selling it to others.

Affiliated Businesses We Do Not Control

From time to time, we may work closely with affiliated businesses. In some cases, such as restaurants and bars, these businesses operate venues at which you may use Barpay. In other cases, we may partner with certain entities to offer you services related to your Barpay use, including businesses within the Flash Network. You can tell when a third party is involved in your transactions, and we share customer information related to those transactions with that third party.

Third-Party Service Providers

From time to time, we may employ or partner with other companies and individuals to perform functions on our behalf. Examples include our app development company, sending postal mail and e-mail, removing repetitive information from customer lists, analyzing data, providing marketing assistance, providing search results and links (including paid listings and links), processing credit card payments, and providing customer service. They have access to personal information needed to perform their functions, but may not use it for other purposes.

Promotional Offers

Sometimes we send offers to selected groups of Barpay customers on behalf of other businesses. When we do this, we do not give that business your name and address.

Business Transfers

As we continue to develop our business, we might sell or buy subsidiaries. In such transactions, customer information generally is one of the transferred business assets but remains subject to the promises made in any pre-existing Privacy Notice. Also, in the unlikely event that Barpay, LLC, or substantially all of its assets are acquired, customer information will of course be one of the transferred assets.

Protection of Barpay and Others

We will release account and other personal information when we believe release is appropriate to comply with the law; enforce or apply our Conditions of Use and other agreements; or protect the rights, property, or safety of Barpay, our users, or others. This includes exchanging information with other companies and organizations for fraud protection and credit risk reduction. Obviously, however, this does not include selling, renting, sharing, or otherwise

disclosing personally identifiable information from customers for commercial purposes in violation of the commitments set forth in this Notice.

With Your Consent

Other than as set out above, you will receive notice when information about you might go to third parties, and you will have an opportunity to choose not to share the information.

How Secure Is My Information?

We work to protect the security of your information during transmission by using Secure Sockets Layer (SSL) software, which encrypts information you input.

We reveal only the last four digits of your credit card numbers when confirming an order. Of course, we transmit the entire credit card number to the appropriate credit card company during order processing.

It is important for you to protect against unauthorized access to your password and to your computer. Be sure to sign off when finished using a shared computer.

Age Limitations for Barpay

Barpay is not for use by children. If you are under 18, you may use Barpay only with the involvement of a parent or guardian. If you are under 21, per federal law, you may not consume alcoholic beverages. Bars and restaurants will be responsible for checking the identification of any person ordering alcoholic beverages, and ensuring that such a person is at least 21 years of age. Per our Conditions of Use, you may not use Barpay to order alcoholic beverages unless you are at least 21 years of age.

Conditions of Use, Notices, and Revisions

If you choose to visit Barpay, your visit and any dispute over privacy are subject to this Notice and our Conditions of Use, including limitations on damages, resolution of disputes, and application of the law of the state of California. If you have any concern about privacy at Barpay, please contact us. Our business may change frequently, and this Notice and the Conditions of Use may change also. We may e-mail periodic reminders of our notices and conditions, but you should check the app frequently to see recent changes. Unless stated otherwise, our current Privacy Notice applies to all information that we have about you and your account.