

# PRIVACY POLICY FOR BOTH WEBSITE AND APPLICATION

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## I - INTRODUCTION

Filipe Rhodes da Fonseca (“I” or “he” or “him” or “we” or “us” or “our”) respects the privacy of the users (“user” or “you”) of the application “Batch Photo Editor” (the “program” or the “application” or the “applications”, collectively, the “Application”) and of his website [www.batch-photo-editor.com](http://www.batch-photo-editor.com).

This Privacy Policy explains how we collect, use, disclose, and safeguard your information when you visit the website [www.batch-photo-editor.com](http://www.batch-photo-editor.com), including any other media form, media channel, mobile website, or mobile application related or connected thereto (collectively, the “Site”) or when you use the Application (“Batch Photo Editor”).

Please read this privacy policy carefully. If you do not agree with the terms of this privacy policy, please do not access the Site nor use the associated Application.

We reserve the right to make changes to this Privacy Policy at any time and for any reason. We will alert you about any changes by updating the “Last Updated” date of this Privacy Policy. Any changes or modifications will be effective immediately upon posting the updated Privacy Policy on the Site, and you waive the right to receive specific notice of each such change or modification.

You are encouraged to periodically review this Privacy Policy to stay informed of updates. You will be deemed to have been made aware of, will be subject to, and will be deemed to have accepted the changes in any revised Privacy Policy by your continued use of the Site or of the Application after the date such revised Privacy Policy is posted.

This privacy policy is based on a Privacy Policy Template made available by Termly at <https://termly.io/resources/templates/privacy-policy-template/>.

## **II - COLLECTION OF YOUR INFORMATION**

We may collect information about you in a variety of ways. The information we may collect on the Site or by use of the Application includes:

### **1 - Personal Data**

Neither the Site nor the Application collects any personally identifiable information.

### **2 - Derivative Data**

a) information our servers automatically collect when you access the Site, such as your IP address, your browser type, your operating system, your access times, your country, the pages you have viewed directly before and after accessing the Site, etc.

b) the Application does not originate any derivative data, as it does not make any direct or indirect attempt to access the network. Specifically, the Application does not access the network.

### **3 - Financial Data**

a) the Site does not ask for any Financial Information nor accesses any Financial Information and, as so, does not use nor store any Financial Information.

b) the application does not ask for any Financial Information nor understands what is Financial Information. The Application may access, use, and store Financial Information if you ask it to process such kind of information (for instance, if such information is provided as an

image with Financial Data), but the Application is completely unaware of what is Financial Information;

c) Financial information is only created and, then, accessed and used, if you make a donation to the Site's project. In this case, this information is directly handled by our donations/payment processor (Paypal, at [www.paypal.com](http://www.paypal.com)) and not by the Site; you are encouraged to review their privacy policy and contact them directly for responses to your questions.

d) when you make a donation to the Site's project by use of Paypal, you are making a direct donation to Filipe Rhodes da Fonseca, by use of his email address associated with paypal's donations ([donations@frdafonseca.com](mailto:donations@frdafonseca.com)). The information regarding the project and the subproject that is included at the time the donation is made is necessary so that Filipe Rhodes da Fonseca knows what is the Application created by him in which you are interested and, as so, he can give you (as a thanks gift) one license of the PRO version of the Application you are interested into; your email address associated with your Paypal account and your name are the only pieces of personal information that are ever necessary to conclude the donation process, so that the links pointing to the location from where you can download your licensed version of the Application can be provided to you (by email) and, possibly, to tailor your licensed version of the Application with both your name and your email address.

#### **4 - Data From Social Networks**

Neither the Site nor the Application use any user information from social networking sites.

### **III - USE OF YOUR INFORMATION**

a) the Site does not collect any Personal Data. Thus, it does not make use of this type of information;

b) the Application does not collect any Personal Data nor does it understand what is Personal Data. Nonetheless, it can use such data if you ask it to process such kind of information (for instance, an image of you);

c) we use the Derivative Data created when you access the Site both to increase the efficiency and operation of the Site and to monitor and analyze the Site's usage trends;

d) Filipe Rhodes da Fonseca just uses the data (name and email address) provided to him by Paypal (when you make a donation to him) to: 1) confirm that a donation has been made; 2) identify the project and the sub-project associated with the donation; 3) (possibly) tailor your version of the Application with your name and your email address; and 4) send an email to you where he provides (to you) the links from where you can download (as a thanks gift) your licensed PRO version of the Application, corresponding to both the project and the sub-project that have been the target of your donation.

## **IV - DISCLOSURE OF YOUR INFORMATION**

We may share information we have collected about you in certain situations. Your information may be disclosed as follows:

### **1 - By Law or to Protect Rights**

If we believe the release of information about you (associated with a donation, associated with your use of the Application, or associated with your access to the Site) is necessary to respond to a legal process, to investigate or remedy potential violations of our policies, or to protect the rights, property, and safety of others, we may share your information as permitted or required by any applicable law, rule, or regulation. This includes exchanging information with other entities for fraud protection, credit risk reduction, and fiscal-law enforcement.

### **2 - Third-Party Service Providers**

We do not collect any personal information about you other than the one sent to Filipe Rhodes da Fonseca by our donations/payment provider, Paypal, (when a donation is made) and the emails shared with you after the donation has been acknowledged. Thus, this information (the emails shared with you), if needed by Paypal for some reason, will only be shared with Paypal.

### **3 - Marketing Communications**

We do not engage in any marketing communication with you.

### **4 - Interactions with Other Users**

Neither the Site nor the Application permit your interaction with other users.

### **5 - Online Postings**

Neither the Site nor the Application permit you to post comments online.

### **6 - Third-Party Advertisers**

Neither the Site nor the Application serve ads.

### **7 - Affiliates**

Neither the Site nor the Application have affiliates.

### **8 - Business Partners**

Neither the Site nor the Application have business partners

## **9 - Offer Wall**

Neither the Site nor the Application have an Offer Wall.

## **10 - Social Media Contacts**

a) the Site does not allow you to connect to it through a social network.

b) the Application does not make any attempt to directly or indirectly access the network. Specifically, the Application does not access the network;

## **11 - Other Third Parties**

Neither the Site nor the Application have advertisers and we are not associated with any investors. Thus, we do not share information with them.

## **12 - Sale or Bankruptcy**

If Filipe Rhodes da Fonseca sells all or a portion of his assets, he may transfer your information to the successor entity. If he goes out of business or enters bankruptcy, your information would be an asset transferred or acquired by a third party. You acknowledge that such transfers may occur and that the transferee may decline honor commitments we made in this Privacy Policy.

We are not responsible for the actions of third parties with whom you share personal or sensitive data, and we have no authority to manage or control third-party solicitations.

Remember that you only provide personal information if you make a donation to the Site's software project and, in that case, you are directly providing that information to Paypal and not to the Site. When a donation is undertaken, there will also be an exchange of emails between Filipe Rhodes da Fonseca and you (by use of your email address associated with

Paypal), so that he can provide to you (as a thanks gift) the links from where you can download your licensed PRO version of the Application, corresponding to both the project and the sub-project that have been the target of your donation. Thus, this is the only information that can be transferred to another entity, if the Site or the Application are transferred to other entity.

## **V - TRACKING TECHNOLOGIES**

### **1 - Cookies and Web Beacons**

Neither the Site nor the Application use cookies, web beacons, tracking pixels, or any other tracking technologies.

### **2 - Internet-Based Advertising**

a) we do not implement any marketing campaigns.

b) we do not use any software to serve ads on the Site or on the Application.

### **3 - Website Analytics**

We do not partner with any third-party vendor to allow tracking technologies and remarketing services on the Site or on the Application.

## **VI - THIRD-PARTY WEBSITES**

a) the Application does not make any attempt to directly or indirectly access the network. Specifically, the Application does not access the network;

b) the Site may contain links to third-party websites, including advertisements and external services, that are not affiliated with us. Once you have used these links to leave the Site, any information you provide to these third parties is not covered by this Privacy Policy, and we cannot guarantee the safety and privacy of your information.

Before visiting and providing any information to any third-party websites, you should inform yourself of the privacy policies and practices (if any) of the third party responsible for that website, and should take those steps necessary to, in your discretion, protect the privacy of your information.

We are not responsible for the content or privacy and security practices and policies of any third parties, including other sites, services or applications that may be linked to or from the Site.

## **VII - SECURITY OF YOUR INFORMATION**

We use administrative, technical, and physical security measures to help protect your personal information. While we have taken reasonable steps to secure the personal information you provide to us, please be aware that despite our efforts, no security measures are perfect or impenetrable, and no method of data transmission can be guaranteed against any interception or other type of misuse. Any information disclosed online is vulnerable to interception and misuse by unauthorized parties. Therefore, we cannot guarantee complete security if you provide personal information.

Remember that you only provide personal information if you make a donation to the Site's software project and, in that case, you are directly providing that information to Paypal and not to the Site. When a donation is undertaken, there will also be an exchange of emails between Filipe Rhodes da Fonseca and you (by use of your email address associated with Paypal), so that he can provide to you (as a thanks gift) the links from where you can download your licensed PRO version of the Application, corresponding to both the project and



the sub-project that have been the target of your donation. Thus, this is the only information that can be transferred to another entity, if the Site or the Application are transferred to other entity.

## **VIII - POLICY FOR CHILDREN**

We do not knowingly solicit information from or market to anyone, which includes children under the age of 13. If you become aware of any data we have collected from children under age 13, please contact us using the contact information provided below.

## **IX - CONTROLS FOR DO-NOT-TRACK FEATURES**

Most web browsers and some mobile operating systems include a Do-Not-Track (“DNT”) feature or setting you can activate to signal your privacy preference not to have data about your online browsing activities monitored and collected. No uniform technology standard for recognizing and implementing DNT signals has been finalized. As such, we do not currently respond to DNT browser signals or any other mechanism that automatically communicates your choice not to be tracked online. If a standard for online tracking is adopted that we must follow in the future, we will inform you about that practice in a revised version of this Privacy Policy.

## **X - OPTIONS REGARDING YOUR INFORMATION**

### **1 - Account Information**

Neither the Site nor the Application allow you to create an account. Moreover, neither of them collects personal information.

## **2 - Emails and Communications**

a) the Application does not make any attempt to directly or indirectly access the network. Specifically, the Application does not access the network;

b) the Site does not engage in any marketing communication.

c) Filipe Rhodes da Fonseca only communicates with you when thanking a donation or in response to an email directly sent to him by you.

## **3 – Paypal transactions**

The transactions corresponding to your donations to Filipe Rhodes da Fonseca ([donations@frdafonseca.com](mailto:donations@frdafonseca.com)) will always be maintained by Paypal, in order to be available for (fiscal or other) law enforcement.

## **XI - CALIFORNIA PRIVACY RIGHTS**

California Civil Code Section 1798.83, also known as the “Shine The Light” law, permits our users who are California residents to request and obtain from us, once a year and free of charge, information about categories of personal information (if any) we disclosed to third parties for direct marketing purposes and the names and addresses of all third parties with which we shared personal information in the immediately preceding calendar year.

If you are a California resident and would like to make such a request, please submit your request in writing to us using the contact information provided below.

Remember that we do not collect personal data other than the associated with donations. Thus, the only information that is shared with a third party is the one corresponding to donations and is only shared with Paypal or with law enforcement officers, if the need arises.

If you are under 18 years of age, reside in California, and have a registered account with the Site, you have the right to request removal of unwanted data that you publicly post on the Site. However, remember that neither the Site nor the Application allow you to create an account and, moreover, none of them collects personal data or allows you to make postings.

## **XII - CONTACT US**

If you have questions or comments about this Privacy Policy, please contact us at:

Filipe Rhodes da Fonseca  
[software@frdafonseca.com](mailto:software@frdafonseca.com)