

## OVERVIEW

The privacy practices of this statement apply to our services available under the domain and sub-domains of www.iBidSmart.com (the "Site") and apply generally to our subsidiaries', clients' or joint venture websites. By visiting this website you agree to be bound by the terms and conditions of this Privacy Policy. If you do not agree please do not use or access our Site.

This Privacy Policy describes the information collected as part of the normal operation of our site, process of collection of the information from you and what may happen to that information. Although this policy may seem long, we have prepared a detailed policy because we believe you should know as much as possible about iBidSmart's practices so that you can make informed decisions. All of our subsidiaries and joint ventures operate under similar privacy practices as described in this Privacy Policy and, subject to the requirements of applicable law, we strive to provide a consistent set of privacy practices throughout the Site.

By accepting the Privacy Policy and the User Agreement in registration, you expressly consent to our use and disclosure of your personal information in accordance with this Privacy Policy. This Privacy Policy is incorporated into and subject to the terms of the iBidSmart Terms of Use Agreement.

### 1. A SPECIAL NOTE ABOUT CHILDREN

Children (persons under the age of 18) are not eligible to use the Site unsupervised and we ask that children do not submit any personal information to us. If you are under the age of 18, you may NOT use this Site, even if in conjunction with or under the supervision of your parents or guardians.

### 2. INFORMATION WE COLLECT

Our primary purpose in collecting personal information is to provide you with a safe, smooth, efficient, and customized experience. This allows us to provide services and features that are most likely to meet your needs, and to customize our service to make your experience safer and easier. We only collect personal information about you that we consider necessary for achieving this purpose.

In general, you can browse the Site without telling us who you are or revealing any personal information about yourself. Once you give us your personal information, you are not anonymous to us. If you choose to use our services or services of our affiliates, we may require you to provide contact and identity information, billing information, shipping information and other personal information as indicated on the forms throughout the Site. Where possible, we indicate which fields are required and which fields are optional. You always have the option not to provide any information by choosing not to use a particular service or feature.

Under some circumstances we may require some additional financial information, such as, but not limited to: bank account number, routing number, and any other information that may be deemed necessary. We use your financial information, including credit card information to verify the accuracy of your name, address, and other information, as well as to bill you for your use of our services.

We automatically track certain information based upon your behavior on the Site. We use this information to do internal research on our users' demographics, interests, and behavior to better understand, protect and serve you and our community. This information may include the URL that you just came from (whether this URL is on the Site or not), which URL you next go to (whether this URL is on the Site or not), your computer browser information, and your IP address.

We use data collection devices such as "cookies" on certain pages of the Site to help analyze our web page flow, measure promotional effectiveness, and promote trust and safety. "Cookies" are small files placed on your hard drive that assist us in providing our services. We offer certain features that are only available through the use of a "cookie". We also use cookies to allow you to enter your password less frequently during a session. Cookies can also help us provide information that is targeted to your interests. Most cookies are "session cookies," meaning that they are automatically deleted from your hard drive at the end of a session. You are always free to decline our cookies if your browser permits, although in that case you may not be able to use certain features on the Site and you may be required to reenter your password more frequently during a session.

Additionally, you may encounter "cookies" or other similar devices on certain pages of the Site that are placed by third parties. For example, if you view a web page created by a user, there may be a "cookie" placed within that web

page. We do not control the use of cookies by third parties.

If you choose to make an offer, buy or sell on the Site, we collect information about your offer, buying and selling behavior. That information can and will be used by our affiliates and business partners.

If you establish a credit account with us to pay the fees we charge, we collect some additional information, such as, but not limited to a billing address, a credit card number and a credit card expiration date and tracking information from checks or money orders.

If you send us personal correspondence, such as emails or letters, or if other users or third parties send us correspondence about your activities or postings on the Site, we may collect such information into a file specific to you.

If you register for iBidSmart on another web site, or use a web site providing a service for iBidSmart, or a web site that helps to facilitate your activity on iBidSmart, or a web site that utilizes iBidSmart services, that web site may provide personal information about you and your transactions back to iBidSmart. Even in those situations you hereby agree that this site's Privacy Policy governs any transactions that you enter into or any information submission by you, or information collection by us.

### 3. OUR USE OF YOUR INFORMATION

We use your personal information to facilitate the services you request. We use your personal information in the file we maintain about you, and other information we obtain from your current and past activities on the Site to: resolve disputes; troubleshoot problems; help promote/market; collect fees owed; measure consumer interest in our products and services, inform you about online and offline offers, products, services, and updates; customize your experience; detect and protect us against error, fraud and other criminal activity; enforce our Terms of Use Agreement and Terms of Sale Agreement.; and as otherwise described to you at the time of collection. At times, we may look across multiple users to identify problems or resolve disputes, and in particular we may examine your personal information to identify users using multiple User IDs or aliases. We may compare and review your personal information for errors, omissions and for accuracy.

You agree that we may use personal information about you to improve our marketing and promotional efforts, to analyze site usage, improve our content and product offerings, and customize the Site's content, layout, and services. These uses improve the Site and better tailor it to meet your needs, so as to provide you with a smooth, efficient, safe and customized experience while using the Site.

You agree that we may use your personal information to contact you and deliver information to you that, in some cases, is targeted to your interests. That information can be, but is not limited to targeted banner advertisements, administrative notices, product offerings, and communications relevant to your use of this Site or to our affiliates and/or business partners. By accepting the Privacy Policy, Terms of Use Agreement and Terms of Sale Agreement, you expressly agree to receive this information.

### 4. OUR DISCLOSURE OF YOUR INFORMATION

We WILL disclose/sell your personal information to our affiliates and/or business partners. Affiliated (only) auto dealers will be able to view, save, access your personal, financial, contact information for the purposes of completing, initiating transactions that you chose to engage in.

Advertisers. We aggregate (gather data across all user accounts) personal information and disclose such information in a non-personally identifiable manner to advertisers and other third parties for their marketing and promotional purposes. However, in these situations, we do not disclose to these entities any information that could be used to identify you personally. Certain information, such as your name, password, credit card number, and bank account number, are not disclosed to these third parties in a personally identifiable manner without your explicit consent. By accepting this Privacy Policy, you are put on notice and you agree that iBidSmart may benefit financially from that type of disclosure of your information.

External Service Providers. There are a number of separate services offered by third parties that we refer to as external service providers that may be complimentary to your use of the Site (e.g. authentication, mediation, shipping, packaging). If you choose to use these separate services not affiliated with this Site, disclose information to the external service providers, and/or grant them permission to collect information about you, then their use of your

information is governed by their privacy policy. We do not disclose your personal information to external service providers unless you provide your explicit consent. With your consent we may provide some of your personal information to the external service provider offering such services, for your convenience. To prevent our disclosure of your personal information to an external service provider, you can decline such consent or simply not use their services. Because we do not control the privacy practices of these third parties, you should evaluate their practices before deciding to use their services.

**Internal Service Providers for Our Operations.** We may use third parties that we refer to as internal service providers to facilitate or outsource one or more aspects of the business, product and service operations that we provide to you (e.g., search technology, bill collection, affiliate and rewards programs) and therefore we may provide some of your personal information directly to these internal service providers. These internal service providers' are subject to confidentiality agreements with us and other legal restrictions that prohibit their use of the information we provide them for any other purpose except to facilitate the specific outsourced iBidSmart related operation, unless you have explicitly agreed or given your prior permission to them for additional uses. In some instances, the internal service provider may collect information directly from you (such as for iBidSmart surveys). In these cases, you will be notified of the involvement of the internal service provider, and all additional information you provide to them and their additional uses will be strictly up to you. If you provide additional information to an external service provider directly, then their use of your personal information is governed by their applicable privacy policy.

**Other Corporate Entities.** We share much of our data, including personal information about you, with our subsidiaries, affiliates and joint ventures that are committed to serving your online trading needs and related services, throughout the world. To the extent that these entities have access to your information, they will treat it at least as protectively as they treat information they obtain from their other users. Our subsidiaries and joint ventures follow privacy practices no less protective of all users than our practices described in this document, to the extent allowed by applicable law. iBidSmart, its subsidiaries, its affiliates, its joint ventures, its clients, or any combination of such, will share some or all of your personal information with another business entity should we plan to, merge with, or be acquired by that business entity. Should such a combination occur, we shall require that the new combined entity follow this privacy policy with respect to your personal information.

**Legal Requests.** iBidSmart fully cooperates with law enforcement inquiries, as well as other third parties to enforce laws, such as: intellectual property rights, fraud and other rights, to help protect you and the iBidSmart from bad actors. Therefore, in response to a verified request by law enforcement or other government officials relating to a criminal investigation or alleged illegal activity, we can (and you authorize us to) disclose your name, city, state, telephone number, email address, UserID, fraud complaints, and offer and payment history without a subpoena. Without limiting the above, in an effort to respect your privacy and our ability to keep the community free from bad actors, we will not otherwise disclose your personal information to law enforcement or other government officials without a subpoena, court order or substantially similar legal procedure, except when we believe in good faith that the disclosure of information is necessary to prevent imminent physical harm or financial loss; or report suspected illegal activity.

Due to the existing regulatory environment, we cannot ensure that all of your private communications and other personal information will never be disclosed in ways not otherwise described in this Privacy Policy. By way of example (without limiting the foregoing), we may be forced to disclose personal information to the government or third parties under certain circumstances, third parties may unlawfully intercept or access transmissions or private communications, or users may abuse or misuse your personal information that they collect from the Site. Therefore, although we use industry standard practices to protect your privacy, we do not promise, and you should not expect, that your personal information or private communications always remain private.

## 5. CONTROL OF YOUR PASSWORD

You are responsible for all actions taken with your User ID and password, including fees charged to your account. Therefore we do not recommend that you disclose your iBidSmart password to any third parties. If you choose to share your User ID and password or your personal information with third parties, you are responsible for all actions taken with your account and therefore you should review that third party's privacy policy. If you lose control of your password, you may lose substantial control over your personal information and may be subject to legally binding actions taken on your behalf. Therefore, if your password has been compromised for any reason, you should immediately change your password as detailed in next Section. **NOTE: WE WILL NOT COMMUNICATE YOUR PERSONAL INFORMATION OVER THE PHONE TO ANYONE OTHER THAN YOU WITHOUT YOUR WRITTEN SIGNED AND NOTARIZED REQUEST/PERMISSION TO DO SO.** Please make sure that if you want anyone to

access/use your account that individual obtains your written, signed and notarized permission and we have that document in our possession. Otherwise, we will not provide any information to that individual.

#### 6. ACCESSING, REVIEWING AND CHANGING YOUR PERSONAL INFORMATION

We offer you the ability to automatically review and change the information you submit to us by logging into the Site and entering in the new information yourself. Generally, we will not modify your personal information based on your request because it is very difficult to authenticate your account manually. You can change your user Id, email address, contact information, financial information, shipping information and user preferences by going the preferences and setup section under your account. You must promptly update your personal information if it changes or is inaccurate. Once posted, you may not be able to change or remove any public postings made on the Site including our chat rooms or other message areas or the feedback area.

**REMEMBER:** All of the refunds will go out to the address that you indicate on your account!

Upon your request, we will deactivate your account, contact information, billing information, shipping information, and financial information from our active databases.

We will retain in our files some personal information you have requested to remove to prevent fraud, collect any fees owed, resolve disputes, troubleshoot problems, assist with any investigations, enforce our User Agreement and comply with legal requirements as is permitted by law. Therefore, you should not expect that all of your personal information would be completely removed from our databases in response to your requests.

#### 7. SECURITY

Your information is stored on iBidSmart's servers which are located in the United States. We use procedural and technical safeguards to protect your personal information against loss or theft as well as unauthorized access and disclosure to protect your privacy, including "firewalls" and other means. We treat data as an asset that must be protected against loss and unauthorized access. We employ many different security techniques to protect such data from unauthorized access by users inside and outside the company. However, you hereby agree that in the event of the security breach/theft of your information you release iBidSmart and its affiliates, and their agents and officers will not be held liable by you. iBidSmart and its affiliates, associated and business partners does NOT either expressly or impliedly guarantee or warrant in any way that the information that we collect is safe from any type of breach, theft, intentional, unintentional or negligent security failure that may result in disclosure of your information. Therefore, you hereby AGREE TO RELEASE iBidSmart, its employees and officers, its affiliates, associates, business partners, subsidiaries from any and all liability arising from those aforementioned events. Additionally, you hereby AGREE NOT TO CLAIM any and all damages stemming from aforementioned events, including, but not limited to consequential, punitive, direct or indirect.

We may amend this Privacy Policy at any time by posting the amend terms on the Site. All amended terms shall automatically be effective immediately after they are initially posted on the Site.