

SandboxAR App Privacy Policy

Last Updated: December 3, 2021

Sandbox AR is a mobile application owned and operated by Discovery Education, Inc. (“Discovery Education,” “we,” “us,” or “our”). We are an online education service provider that produces and delivers high-quality digital content for K-12 education and beyond, including a digital learning platform, apps, streaming media and other rich content. We respect the privacy of our users and have developed this Privacy Policy to demonstrate our commitment to protecting your privacy. This Privacy Policy describes how we, in our capacity as a “controller” or “business” under applicable laws, process personal information related to the Sandbox AR mobile application (our “App”).

In this Privacy Policy, “personal information” means information relating to an identified or identifiable natural person. Personal information does not include aggregate information or de-identified information, meaning that the information can no longer be attributed to an identifiable natural person without the use of additional information. Additionally, personal information does not include publicly available information, which is information that is lawfully made available from federal, state, or local government records.

This Privacy Policy does not create rights enforceable by third parties.

1. What Information We Collect

We may collect several categories of personal information from or about you, including:

- **Information you provide to us.** Our App may request access to your device’s microphone in order to provide in-app functionality. For example, the user may record audio as part of their 3D world. At this time, this feature is only available to our teacher and educator users. We do not collect, store or share any audio files that contain children’s voices through our App.
- **Usage details when you use the App.** When you use our App, we collect information about how you use our App, such as time spent in the app and sessions per user. We also collect and aggregate usage data across our users including number of new installs of the App, daily active users, monthly active users, total sessions, and user segments by country.
- **Device Information.** We collect information about your device such as device identifier, IP address, and device platform. This information is collected solely for the purpose of providing support for the internal operations of our App.

2. Purposes and Lawful Bases for Processing

Certain laws, including the GDPR and UK DPA of 2018, require that we inform you of the legal bases for our processing of your personal information. We process personal information for the

purposes identified below and we rely on the following lawful bases for processing your personal information.

- **Performance of contract.** The processing is necessary to perform our contractual obligations in our Terms of Service with you including to
 - provide you the App as described in the Terms of Service,
 - authenticate teacher and educator users, and
 - personalize your experience while using the App. For example, you may save the 3D world you created.
- **Our legitimate business interests.** In furtherance of our legitimate business interests including to:
 - monitor and analyze trends, usage, and activities of our users to improve our App and develop new features and functionality,
 - operate, maintain, develop, improve, and support our App,
 - enforce our Privacy Policy or our Terms of Service, and
 - protect and defend our legal rights and interests, and those of third parties.
- **Compliance with laws.** For legal compliance purposes.

3. How We Share or Transfer Information to Others

We share your information only as needed to operate the App and in the following circumstances:

- **Service Providers and Vendors.** We may share your personal information with our service providers and vendors that perform certain services on our behalf, which may include hosting and data analytics.
- **Other App Users.** You may choose to share your 3D world with other users.
- **Business Transactions.** In connection with a corporate transaction, such as the sale of our business, a divestiture, merger, consolidation, or asset sale, or in the unlikely event of bankruptcy.
- **Legal Rights and Obligations.** We may use and/or disclose your information to enforce legal rights and comply with the law, or to comply with an order from a government entity or other competent authority, or when we have reason to believe that a disclosure is necessary to address potential or actual injury or interference with our rights, property, operations, users or others who may be harmed or may suffer loss or damage. When necessary, we may also disclose information to law enforcement, or to the appropriate civil authorities.

4. How Long We Retain Your Information

We will retain your personal information for the period necessary to fulfill the purposes set forth in this Privacy Policy unless a longer retention period is required or permitted by law. We may also retain information that has been deidentified or aggregated such that it can no longer reasonably identify a particular natural person.

5. Your Privacy Rights

You may request to access, have deleted, or otherwise exercise your rights under applicable privacy laws over your personal information that we hold, subject to certain limitations under applicable law. If you would like to submit such a request, please contact us via the contact details in Section 12.

6. Children's Privacy

We developed our App for users of all ages, including children under the age of 13. Some features of the App (such as recording an audio file) are intended for teachers and educators to create and share with their students. We comply with the Children's Online Privacy Protection Act ("COPPA"). As explained above, we only collect persistent identifiers from children. This information is collected solely for the internal operations of our App. If you have questions about how we process children's information, please contact us via the contact details in Section 12.

7. Data Security

The security of your personal information is important to us. We follow generally accepted standards (including by taking physical, electronic and procedural measures) to protect the personal information that we collect and process. While we are focused on the security of your personal information and follow standards, processes and procedures that are designed to protect your personal information, the security of the transmission of information via the Internet cannot be guaranteed and you acknowledge this in your use of our App.

8. Links to other websites

Our App may contain links to websites that do not operate under this Privacy Policy. These third-party websites may independently solicit and collect personal information from you. We encourage you to review the privacy statements of all third-party websites you visit to understand their information practices. While we strongly support the protection of privacy on the Internet, we do not have control over, and cannot be responsible for, the actions of other third parties. We encourage you to review each such third party's privacy statement and otherwise understand its privacy practices, before providing personal information directly to it.

9. International Transfers

Maintaining the security of your personal data is important to us. We may engage service providers and vendors to perform certain services in respect of our App, for example in relation to hosting or data analytics. This engagement may necessitate the transfer of, storage or processing of data to or by those service providers and vendors, who may be located outside the UK or European Union. Some of those countries, including the United States, may not provide equivalent levels of data protection as those in your own country of residence. In such circumstances, we have put in place appropriate safeguards (through the use of Standard Contractual Clauses) to protect the personal data that is transferred to, stored and/or processed in other countries.

10. Changes to the Privacy Policy

We may modify or revise this Privacy Policy from time to time and will notify you of any updates to our Privacy Policy by posting the revised Privacy Policy on our App. The last updated date set forth at the top indicates the last time we revised this Privacy Policy. We encourage you to review the Privacy Policy each time you visit our App to see if this Privacy Policy has been updated since your last visit.

11. Additional Information for Residents or Individuals in Certain Jurisdictions

In this section, we set forth additional information as required under applicable privacy laws in certain jurisdictions.

a. California Residents

If you are a California resident, you may have additional rights under the California Consumer Privacy Act of 2018 (“CCPA”) to request the following from us: (1) disclosure of information about our collection of your personal information; (2) disclosure of information regarding the sale of personal information; (3) a list of categories of personal information collected about you in the preceding 12 months, including (a) categories of personal information collected about you, (b) categories of sources from which the personal information is collected, (c) the business or commercial purpose for collection or selling personal information, (d) categories of third parties with whom we share personal information, and (e) specific pieces of information that we have collected about you; and (4) deletion of any personal information about you that we have collected from you. These rights are subject to certain limitations. You have the right not to face discrimination for exercising any of your rights under CCPA.

Categories of personal information that we collect and disclose. Our collection, use and disclosure of personal information about a California resident will vary depending upon the circumstances and nature of our interactions or relationship with such resident. The Sections above entitled “What Information We Collect” and “Purposes and Lawful Bases for Processing” set out generally the categories of personal information about California residents that we collect and disclose to others for a business purpose, the sources from whom we collect it, and the purposes for which it is collected.

We do not sell your personal information.

If you are a California resident and would like to make such a request, please contact us at the contact details in Section 12. Please allow forty-five (45) days for a response.

b. European Union, European Economic Area, and the United Kingdom

If you are an individual located in the European Union, European Economic Area, or United Kingdom, you have the following rights, under the GDPR or UK DPA of 2018, regarding your personal information:

You have the right to request access to your personal information, and the rectification of inaccurate personal information concerning you and obtain a copy of the personal information held by us. You have the right to obtain the deletion or the restriction of processing of your personal information in certain circumstances, including when the information are no longer necessary in relation to the purposes for which they were collected or otherwise processed, except when we are required by law to maintain or otherwise process your personal information, for the establishment, exercise, or defense of legal claims, or for the protection of the rights or another person. You may have the right to request that we stop processing your personal information. In certain circumstances, you may have the right to be provided with your personal information in a structured, machine readable and commonly used format and to request that we transfer the personal information to another data controller without hindrance. You also have the right to lodge a complaint with a supervisory authority, in particular in the EU Member State of your habitual residence, place of work, or place of an alleged infringement of the applicable data protection law.

If you would like to make such a request, please email: ukprivacy@discoveryed.com and insert “GDPR Privacy Rights Request” in the subject line or call this toll free number: 1-800-323-9084. To protect your privacy and security, we may take steps to verify your identity before taking action on your request.

12. Contact Us

If you have any questions about this Policy or our privacy practices, please contact us at:

Discovery Education, Inc.
Attn: General Counsel
4350 Congress Street, Suite 700
Charlotte, NC 28209
Email: privacy@discoveryed.com
Tel: 1-800-323-9084