

Modus Games Privacy Policy

About us

Founded in 2018, MODUS GAMES is a subsidiary of MAXIMUM GAMES.

Founded in 2009, MAXIMUM GAMES is a video game publisher and distributor specializing in physical and digital distribution of innovative games worldwide. The company is based on California and has three subsidiaries in Europe:

- Maximum Games Ltd, registered with the Registrar for Companies of England and Wales under the number 2955670
- Maximum Games Ireland Ltd, registered with the Registrar for Companies of Ireland under the number 577081
- Maximum Games BV, registered with the Netherlands Chamber of Commerce Register under the number 856022329

Your privacy is very important to us. Accordingly, we carry out our business activities in full respect of essential data protection principles such as lawful, fair and transparent personal data processing, as well as accountability. We are particularly committed to operate in compliance with all laws and regulations pertaining to data privacy, notably the Regulation (EU) 2016/679 (General Data Protection Regulation, GDPR), in force as of May 25th, 2018 (collectively referred hereafter as “Applicable Law”).

We wish to provide our customers with a clear overview of our personal data processing practices. Accordingly, we have developed this privacy policy (hereafter “Policy”) for you to understand how we collect, use, and communicate your personal information.

Finally, we wish to remind you of the rights you have over said information.

Essential definitions

Personal data (or Data) refers to all information relating to a natural person identified or identifiable, directly or indirectly, by reference to an identifier such as a name, an identification number, location data, an online identifier or to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of that natural person.

Processing means any operation performed on Personal Data, whether or not by automated means, including but not limited to collecting, recording, structuring, altering, retrieving, consulting, disclosing or erasing said data.

Data subject: a natural person who can be identified or is identifiable, directly or indirectly, by means of personal data processing.

Other definitions used in this Policy shall have the meanings set forth by the GDPR. In this regard, MAXIMUM GAMES acts as data controller for the purposes of the Applicable Law.

About the collection AND USE of your Personal Data

We can collect the following types of data:

1. Information relating to your identity (name, contact email, phone number, location)
2. Identity of the gaming console
3. Internet provider and IP address (traffic sources)
4. visitor behaviour, including purchase history and times spent playing games
5. Any addition information you may provide when using the contact form

This collection is made for the purposes below, based on MAXIMUM GAMES' legitimate interests:

1. Assess feedback from gamers and customers improve our products and services
2. Demographic studies to measure community engagement develop new games for the right audiences

Also, collection of Personal Data can be made on the basis of your consent:

1. Internal marketing purposes
2. to process your job application
3. to process your request and answer your questions

Please be aware that regarding the purposes above; you are free to withdraw your consent at any time. If you choose to do so, you will no longer be able to gain access to new levels and services. Regardless, personal data Processing carried out prior to your consent withdrawal will remain lawful.

The Data that is indispensable for Maximum Games to fulfil the purposes that are described above is marked with an asterisk on the various pages of the Site. Should you not fill in these mandatory fields, Maximum Games may not be able to take care of your demands and/or to provide you the requested services. Other Data is purely optional and allow us to know you better and to improve our communications and services accordingly.

We may allow you to share information about our Services on websites (in their fixed or mobile version, including corresponding applications) of social networks (Facebook, Twitter, etc.), including through sharing buttons. We remind you that access to these Social Networks requires your acceptance of their contractual conditions, including provisions relating to the Personal Data Regulations for the processing carried out by them, regardless of our pages on these Social Networks.

To learn more about protecting your Personal Data when browsing these Social Networks, we invite you to consult their respective privacy policies and our Cookies policy.

HOW LONG DO WE SAVE YOUR PERSONAL DATA?

We will retain your Personal Data for a period no longer than necessary for the fulfillment of the purposes above. However, said data can be retained for longer periods of time in order to meet legal or regulatory requirements from national law.

As a newsletter subscriber: The Data that is used for the purpose of sending you information concerning the offers, news and events of Maximum Games shall be kept for a period of three (3) years as of the date on which it was collected or as of your last contact with Maximum Games. Upon expiry of this timescale, Maximum Games may get in touch with you to find out whether you wish to continue to receive information about our offers, news and events. Your Data shall be destroyed within a maximum of 1 month following any request on your part to unsubscribe.

As a candidate: in the event of a negative outcome to your application, the recruiter will ask the candidate's permission to keep his/her information. If the latter refuses, the information is destroyed. If, however, the candidate agrees, his/her Personal Data is kept for a period of two (2) years

Finally, the connection logs that are collected, subject to your consent, using the cookies and other tracers implemented on our Site, shall be kept in accordance with applicable laws and regulations for a period of time that does not exceed thirteen (13) months. For more details, see our Cookies policy.

DO WE SHARE YOUR PERSONAL DATA?

Your Data shall be processed by Maximum Games. It shall not be transferred or made accessible to any third party apart from possible subcontractors of Maximum Games (carriers, providers of hosting and maintenance services of the Site, etc.), for purely technical and logistical reasons.

Finally, Maximum Games may disclose your Data to third parties if such disclosure is required by law, by a regulatory provision or by a court ruling, or if this disclosure is necessary to ensure the protection and defence of its rights.

How do WE SECURE YOUR PERSONAL DATA?

We will protect personal information by reasonable security safeguards against loss or theft, as well as unauthorized access, disclosure, copying, use or modification.

About international transfers of your Personal Data

The recipients of your Data may be located abroad, including outside the United States of America or the European Economic Area. Any transfer of your Data outside the European Economic Area shall only take place subject to appropriate safeguards being in place, such as contractual safeguards, in keeping with applicable data protection laws and regulations.

Your rights as a Data Subject

As a Data Subject, in accordance with Applicable Law, you can exercise the following rights:

- access to your Personal Data
- rectification or erasure of your Personal Data
- restriction of processing of your Personal Data
- Data portability whenever this is applicable

Objection to the Processing. Note that you can exercise this right in the context of an automated decision based solely on automated processing, which produces legal effects concerning you

If you are a French national, you also have the right to decide the manner in which your Personal Data may be used after your death.

These rights may be exercised directly by contacting our Data Protection officer, sending an e-mail to support@maximumgames.com or by sending a letter to 590 Ygnacio Valley Rd. Ste. 220, Walnut Creek, CA 94596. Kindly be aware that you may be asked additional information to provide proof of your identity.

Please be informed that you have the right to lodge a complaint with the relevant Data Supervisory Authority in your country.

Policy updates

The Policy may be updated from time to time in order to adapt it to legal or commercial developments. Any modifications or additions made to the Policy shall take effect when published on the website. If we make significant changes we will let you know but please regularly check this Policy to ensure you are aware of the most updated version.

Last update on 01 March 2019.

Pixile Studios Privacy Policy

Pixile Inc. dba as Pixile Studios, a company, located at 2470 Mowat Place, North Vancouver, British Columbia, Canada ("**Pixile**", "**us**" or "**we**") is committed to protecting the privacy of our users ("users" or "you"). Pixile has adopted this Privacy Policy in order to inform you of the way we collect, store, secure, use, and manage the information you give us when using any Pixile game, application, or website (together, the "Service"). Our websites includes pixilestudios.com, animalroyale.com and others, and our games (such as SuperAnimalRoyale) may be made available through third party platforms such as Steam and others. This Privacy Policy is limited to information collected by Pixile your using the Service.

What We Collect, How We Collect It And How We Use it

For the purpose of this Privacy Policy "personal information" is defined as information that can be used to identify you or by which your identity could be deduced, and any other information specifically associated with that information. We will only use your personal information when the law allows us to. Most commonly, we will use your personal data in the following circumstances:

- Where we need to perform the contract we are about to enter into or have entered into with you.
- Where it is necessary for our legitimate interests (or those of a third party) and your interests and fundamental rights do not override those interests.
- Where we need to comply with a legal or regulatory obligation.

Generally we do not rely on consent as a legal basis for processing your personal information other than in relation to sending third party direct marketing communications to you via email or text message. You have the right to withdraw consent to marketing at any time by contacting us using the details set out below. Legitimate Interest means the interest of our business in conducting and managing our business to enable us to give you the best service and the best and most secure experience. We make sure we consider and balance any potential impact on you (both positive and negative) and your rights before we process your personal information for our legitimate interests. We do not use your personal information for activities where our interests are overridden by the impact on you (unless we have your consent or are otherwise required or permitted to by law). You can obtain further information about how we assess our legitimate interests against any potential impact on you in respect of specific activities by contacting us.

Information That You Provide Directly to Us: When you use our Service for the first time we may collect the following personal information depending upon which part of the Service you are using: first and last name, IP address, email address, street address and country, date of birth and age, gender and Steam ID. We collect and store this information in order to provide the Services to you (for example, by your having your own account and associated characters), for fraud prevention, community support and customer support and protection. Where you play any

of the games that we offer as part of the Services we may store information about your progress, actions and purchases in that games so that you can save and reuse your achievements and progress, and for display on leaderboards where we provide them. In addition we store in-game messaging logs, which may include personal information, in order for Customer Service Representatives to help keep the Service safe for our users.

You may choose to disclose information about yourself in our online chat rooms, forums, game comments or in creating user "profiles". Information that you disclose in these areas is public information, and will be accessible to anyone who uses our Site. However, you may choose to have your profile page be public or private. In the case where you chose to make your profile page private, the information there (including challenges won, "my friends" list, etc.) will only be visible to you.

We may from time to time invite you to sign up to our marketing or promotional emails that we periodically send. We will not send you marketing or promotional emails if you do not opt in to receiving these emails, and we will always provide you with an easy way to opt out of receiving any more emails in each of those emails.

Information We Receive Through Mobile Applications: If you use our Service on a mobile device (such as your phone or tablet) we can collect mobile device identifiers that can include things like your

MAC address and IP address. We may also collect information such as device name and type, operating system, telephone number, country, and any other information you choose to provide such as your game character name or e-mail address. Additionally, we may access third party information such as your phone or contacts provided you allow your device to connect to services and you have given the application permission to access this information. We may only collect this information with your authorization and according to the rules you have established within your device permissions.

Do Not Track: Do Not Track (DNT) is a privacy preference that users can set in their web browsers allowing users to opt out of tracking by websites and online services. At the present time, the World Wide Web Consortium (W3C) has not yet established universal standards for recognizable DNT signals, and, therefore, we do not recognize DNT.

Use Of Data: We use the collected data for various purposes related to our fulfilling our agreement to provide the Services to you at your request when you access the Services:

- To provide and maintain our Service for you
- To notify you about changes to our Service
- To allow you to participate in interactive features of our Service when you choose to do so
- To provide customer support
- To gather analysis or valuable information so that we can improve our Service
- To monitor the usage of our Service
- To detect, prevent and address technical issues
- To detect, prevent and address fraud;

To detect, prevent and address community issues such as bullying, harassment or similar issues. Where we create aggregated or anonymized data, that data will no longer be personal information and this Privacy Policy will not apply to it.

If we wish to use your personal information for any other purpose we will ask you for your consent before doing so.

Sharing of Data with Third Parties: Pixile is not in the business of selling your data. However, we may be required to disclose personal information in accordance with applicable legislation and in response to legal orders.

The Pixile corporate website may contain links to other websites. Should a link to a website present any advertisements, it does not mean Pixile endorses or authorizes these activities and neither is it a representation of our affiliation with these third party websites. Pixile is not responsible for the privacy policies of these other websites. Please read the Privacy Policies of these applicable websites when exiting the Pixile corporate website and accessing these third party websites and services. Pixile has no control over third party websites and cannot be responsible for the protection and privacy of information while you are visiting other websites.

Third Party Platforms and Services: When accessing the Service through Third Party Platforms such as Steam or other social networks, or chat applications you grant us the ability to collect and store personal information via your account profile and any cookies stored by that Third Party Platform. We use your personal information in accordance with the terms of service and the privacy settings you have set with the Third Party Platform. We may share personal information with the Third Party Platform in accordance with their terms of service and the privacy settings you have set.

Upon opening the Service on your device we will share some of the non-personal information we collect with Third Party Services such as Google Analytics and third party ad networks who are engaged by us in order help operate the Service we provide to you and for data usage analysis purposes to help us provide a better service. We do not share personal information that Pixile stores with the Third Party Services we work with.

LINKS TO OTHER SITES

Our Service may contain links to other sites that are not operated by us. If you click on a third party link, you will be directed to that third party's site. We strongly advise you to review the Privacy Policy of every site you visit.

We have no control over and assume no responsibility for the content, privacy policies or practices of any third party sites or services.

CHILDREN'S PRIVACY

Pixile does not direct its websites, games, game engines, or applications to children (usually considered to be under the age of 16, depending on the country where you reside). We also do not intentionally collect personal information from children through our websites, games, game engines, or applications. If you are the parent or guardian of a child and you believe that we have inadvertently received personal information about that child, please contact us as described in the How to Contact Us section of this policy and we will delete the information from our records.

COOKIES

When you visit the Pixile corporate website we may store cookies on your device e.g. your computer, phone, tablet, or any other device. Cookies are small text files containing information about your navigation on a website. We use cookies to help us understand how you use the site so we can improve the user experience. There is no personal information from any of our Services stored in the website cookies. If want to opt out of cookies you can disable and clear them in your browser.

YOUR RIGHTS

We aim to take reasonable steps to allow you to correct, amend, delete, or limit the use of your personal data. Whenever made possible, you can update your Personal Data directly within your account settings section. If you are unable to change your Personal Data, please contact us to make the required changes.

If you wish to be informed what Personal Data we hold about you and if you want it to be removed from our systems, please contact us using the contact details set out at the bottom of this Privacy Policy. In certain circumstances, you have the right:

- To access and receive a copy of the Personal Data we hold about you
- To rectify any Personal Data held about you that is inaccurate
- To request the deletion of Personal Data held about you

You have the right to data portability for the information you provide to us. You can request to obtain a copy of your Personal Data in a commonly used electronic format so that you can manage and move it.

Please note that we may ask you to verify your identity before responding to such requests. Depending on the mechanism that you used to set up your account, you may only be able to access your rights regarding your personal information if you access your account through that same mechanism.

To exercise your rights regarding your personal information that we store please contact Pixile at contact@pixilestudios.com. **Deleting personal information may affect your ability to access some or all of the Service and may result in the permanent deletion of all purchases that you have made in our services. Any such deletion is permanent and cannot be restored after deletion. If you request such deletion then you agree to indemnify and hold us harmless from any loss you may suffer as a result of such deletion.** Pixile will take all reasonable steps to respond to your request to review or delete your personal information within 30 business days.

Security of Information

Data security for our games implements best industry practices to reduce the possibility of a data breach. These include, but are not limited to implementing industry standard Identity and Access Management procedures, performing periodic backups of the data as well as having implemented, tested and documented disaster recovery procedures.

Contacting us

Pixile welcomes your feedback regarding this Privacy Policy. If you have questions, comments, or concerns please contact us: contact@pixilestudios.com or Pixile Inc, 2470 Mowat Place, North Vancouver, BC V7H 2X1, Canada.

As noted above, if you wish to exercise your rights regarding your personal information please do so through the account settings section of your personal profile.

Changes to the Privacy Policy

Pixile often reviews its policies and procedures and reserves the right to make changes to this Privacy Policy from time to time. It is your responsibility to keep yourself informed of any such changes (unless otherwise required by law). By using any of our websites or accessing any of our games after any such change, you will be agreeing to the modified terms.

DEFINED TERMS USED IN THIS POLICY:**Usage Data**

Usage Data is data collected automatically either generated by the use of the Service or from the Service infrastructure itself (for example, the duration of a page visit).

Cookies

Cookies are small pieces of data stored on a User's device.

Data Controller

Data Controller means a person who (either alone or jointly or in common with other persons) determines the purposes for which and the manner in which any personal data are, or are to be, processed.

Data Processor (or Service Providers)

Data Processor (or Service Provider) means any person (other than an employee of the Data Controller) who processes the data on behalf of the Data Controller.

Data Subject

Data Subject is any living individual who is the subject of Personal Data.

User

The User is the individual using our Service. The User corresponds to the Data Subject, who is the subject of Personal Data.