

ONLINE PRIVACY NOTICE

1. Introduction.

- (a) **Web Site Owner.** Benning's Painting and Industrial Flooring ("Benning's Painting") is the owner of this web site ("www.benningsonline.com"). Benning's Painting can be contacted by mail at P.O. Box 76, Flint, MI 48501, by phone at 810-238-0729, or by e-mail at corrina@benningsonline.com. This online privacy notice discloses Benning's Painting information practices for this Benning's Painting Web Site, including what type of personal identifiable information is requested in order to make a purchase, how the information is used, and with whom the information is shared. [Note that other Benning's Painting web sites may be governed by privacy notices containing different information practices applicable to those sites.]
- (b) **[Anonymous] Web Site Visits.** In general, you can visit on the Benning's Painting Web Site without disclosing any personal information. Benning's Painting analyzes the data gathered from Web Site visits for trends and statistics.
- (c) **Web Site Transactions.** At times, Benning's Painting will need personal information regarding a customer or a prospect. For example, to process an order or provide a subscription, Benning's Painting may need to know a customer's name, mailing address, e-mail address and credit card details. It is Benning's Painting's intent to inform you now before Benning's Painting collects personal information, such as user's name and/or address on the Internet. If you tell us that you do not wish to have this information used as a basis for further contact with you, Benning's Painting will respect your wishes.

2. Personal Information That May Be Collected.

- (a) **Identifying Information.** In order to make a purchase or to access designated subscriber services and /or restricted areas within the Benning's Painting Web site, Benning's Painting will request a user to provide certain personal identifying information, which may include name, postal address, e-mail address, screen name, password, telephone number, method of payment, and, if applicable, credit card number. Benning's Painting may request additional information necessary to establish and maintain customer's account.
- (b) **Service Quality Monitoring.** Some Web site transactions may require a customer to telephone Benning's Painting, or Benning's Painting to call the customer. Benning's Painting will not contact you by telephone without your prior consent, except to confirm an order placed online and/or to inform a customer of the status of such order. Customer should be aware that it is Benning's Painting's practice to monitor, and in some cases record such calls for staff training or quality assurance purposes.
- (c) **Information from Children.** Benning's Painting does not sell products or services for purchase by children and will not collect or post information from a child under the age of 18 without the involvement of a parent or guardian. Benning's Painting will notify the child's parent or guardian at the e-mail address provided by the prospective customer, alerting the parent or guardian to the child's use of the Web site and

providing instructions as to how the parent or guardian can delete the child's registration from the Web site. Benning's Painting does not use personally identifying information collected from children for marketing or promotional purposes and does not disclose such information to any third party for any purpose whatsoever.

- (d) **Lost or Stolen Information.** If a customer's credit card and/or password is lost or stolen, the customer should promptly notify Benning's Painting in order to enable Benning's Painting to cancel the lost or stolen information and to update its records with a changed credit card and/or password.
- (e) **Chat Rooms, Forums and Bulletin Boards.** If customer participates in a Benning's Painting chat room, discussion forum, or posts messages to a Benning's Painting bulletin board, customer should be aware that the information disclosed and shared will be broadly available to other persons, both inside of and/or outside Benning's Painting, who have access to that chat room, forum or bulletin board. Some individual Benning's Painting chat rooms, forums or bulletin boards have additional rules and conditions regarding participation. Also, participant's expressed opinion is his or her own and should not be considered as reflecting the opinion of Benning's Painting.
- (f) **Links to Other Web Sites.** A Benning's Painting Web site may contain links to other web sites. Benning's Painting is not responsible for the privacy practices or the content of those other Web sites.

3. Uses Made of the Information.

- (a) **Limited Uses Identified.** Without customer's prior consent, Benning's Painting will not use your personal identifiable information for any purpose other than that for which it is submitted. Benning's Painting uses personal identifiable information to reply to inquiries, handle complaints, provide operational notices and in program record-keeping. Benning's Painting also processes billing and business requests related to Benning's Painting Web Site participation.
- (b) **Marketing Uses.** Unless customer marks an "x" on the opt-out option box herein provided, Benning's Painting reserves the right to provide customer with information about Benning's Painting's Web Site, Benning's Painting products and services, and related information in which customer has indicated an interest.
- (c) **Stored Information Uses.** Benning's Painting stores and retains the information provided by customer or the information entered on the Benning's Painting Web site. This information is used to compile a customer's purchase history in order to enable Benning's Painting to recommend products, services, or special offers that would be of interest to a customer. Stored information is used by Benning's Painting, and/or Benning's Painting agents, to support customer interaction with the Benning's Painting Web site; to deliver customer purchases; and/or to contact customer again about other Benning's Painting services and products.
- (d) **Online Advertising.** Some companies that help Benning's Painting deliver interactive on-line advertising, such as banner ads, may collect and use information about Benning's Painting's customers to help Benning's Painting better understand the types of advertising or promotions that are most appealing to Benning's Painting's customers.

After it is collected the information is aggregated so it is not identifiable to a specific individual. If, however, customer would prefer that these companies not collect such information, please mark an "x" on the opt-out option box herein provided.

4. Disclosure of the Information.

- (a) **Within Corporate Organization.** Benning's Painting is a national organization, with legal entities, business processes, management structures, and technical systems that cross state borders. Benning's Painting may share your personal information within the Benning's Painting corporate organization.
- (b) **Mergers and Acquisitions.** Circumstances may arise where for business reasons, Benning's Painting decides to sell, buy, merge or otherwise reorganize its businesses in the United States or some other country. Such a transaction may involve the disclosure of personal identifying information to prospective or actual purchasers, and/or receiving such information from sellers. It is Benning's Painting's practice to seek appropriate protection for information in these types of transactions.
- (c) **Agents.** Benning's Painting employs or engages other companies and individuals to perform business functions on behalf of Benning's Painting. These persons are provided with personal identifying information required to perform their functions but are prohibited by contract from using the information for other purposes. These persons engage in a variety of functions which include, but are not limited to, fulfilling orders, delivering packages, removing repetitive information from customer lists, analyzing data, providing marketing assistance, processing credit card payments and providing customer services.
- (d) **Affiliated Businesses.** Benning's Painting works closely with affiliated businesses operating web site stores, providing services or selling products on each other's Web sites. These businesses identify themselves to customers. Customer information related to a transaction with an affiliated business is shared with that affiliated business.
- (e) **Marketing Analysis by Third Parties.** Benning's Painting reserves the right to disclose to third parties' personal information about customers for marketing analysis; however, any information disclosed will be in the form of aggregate data that does not describe or identify an individual customer.
- (f) **Disclosure to Governmental Authorities.** Under certain circumstances, personal information may be subject to disclosure pursuant to a judicial or other government subpoenas, warrants or orders.

5. Use of Computer Tracking Technologies.

- (a) **No Tracking of Personal Information.** Benning's Painting's Web Site(s) are not set up to track, collect or distribute personal information not entered by visitors. Through web site access logs Benning's Painting does collect clickstream data and HTTP protocol elements, which generate certain kinds of non-identifying site usage data, such as the number of hits and visits to our sites. This information is used for internal purposes by technical support staff for research and development, user analysis and business decision making, all of which provides better services to the public. The

statistics garnered, which contain no personal information and cannot be used to gather such information, may also be provided to third parties.

- (b) **Use of Cookies.** Benning's Painting, or its third-party vendors, collects non-identifiable and personal information through the use of various technologies, including "cookies". A cookie is an alphanumeric identifier that a Web site can transfer to customer's hard drive through customer's browser. The cookie is then stored on customer's computer as an anonymous tag that identifies the customer's computer, but not the customer. Cookies may be sent by Benning's Painting or its third-party vendors. Customer can set its browser to notify customer before a cookie is received, giving an opportunity to decide whether to accept the cookie. Customer may also set its browser to turn off cookies; however, some Web sites may not then work properly.
- (c) **Use of Web Beacon Technologies.** Benning's Painting may also use Web beacon or other technologies to better tailor its Web site(s) to provide better customer service. If these technologies are in use, when a visitor accesses these pages of the Web site, a non-identifiable notice of that visit is generated which may be processed by Benning's Painting or by its suppliers. Web beacons usually work in conjunction with cookies. If customer does not want cookie information to be associated with customer's visits to these pages, customer can set its browser to turn off cookies; however, Web beacon and other technologies will still detect visits to these pages, but the notices they generate cannot be associated with other non-identifiable cookie information and are disregarded.
- (d) **Collection of Non-Identifiable Information.** Benning's Painting may collect non-identifiable information from user visits to the Benning's Painting Web site(s) in order to provide better customer service. Examples of such collecting include traffic analysis, such as tracking of the domains from which users visit or tracking numbers of visitors; measuring visitor activity on Benning's Painting Web site(s); Web site and system administration; user analysis; and business decision making. Such information is sometimes known as "clickstream data." Benning's Painting or its contractors may use this data to analyze trends and statistics.
- (e) **Collection of Personal Information.** Benning's Painting collects personal identifying information from customer during a transaction. Benning's Painting may extract some personally identifying information about that transaction in a non-identifiable format and combine it with other non-identifiable information, such as clickstream data. This information is used and analyzed only at an aggregate level (not at an individual level) to help Benning's Painting understand trends and patterns. This information is not reviewed at an individual level.

6. Information Security.

- (a) **Commitment to Online Security.** Benning's Painting employs physical, electronic and managerial procedures to safeguard the security and integrity of personal information. Billing and payment data is encrypted whenever transmitted or received online. Personal information is accessible only by staff designated to handle online requests or complaints. All Benning's Painting agents and contractors with access to

personal information on the Benning's Painting web site(s) are also bound to adhere to Benning's Painting security standards.

- (b) **No Liability for Acts of Third Parties.** Benning's Painting will exercise all reasonable efforts to safeguard the confidentiality of customer personal information. However, transmissions protected by industry standard security technology and implemented by human beings cannot be made absolutely secure. Consequently, Benning's Painting shall not be liable for unauthorized disclosure of personal information due to no fault of Benning's Painting including, but not limited to, errors in transmission and unauthorized acts of Benning's Painting staff and/or third parties.

7. Privacy Policy Changes and Opt-Out Rights.

- (a) **Changes to Privacy Policy.** This privacy notice was last updated on January 11, 2023. Benning's Painting reserves the right to update its privacy policy statement at any time. A notice of such change will be sent via email notification thirty (30) days prior to the implementation of such change.
- (b) **Opt-Out Right.** Customer and/or prospective customer has the right at any time to cease permitting personal information to be collected, used, or disclosed by Benning's Painting and/or by any third parties with whom Benning's Painting has shared and/or transferred such personal information. Right of cancellation may be exercised by contacting Benning's Painting via e-mail at corrina@benningsonline.com, telephone or certified postal mail. After processing the cancellation, Benning's Painting will delete customer or prospective customer's personal information from its data base.

8. Access Rights to Data.

- (a) **Information Maintained by Benning's Painting** Upon customer's request, Benning's Painting will provide a reasonable description of customer's personally identifiable information that Benning's Painting maintains in its data bank. Benning's Painting can be contacted by e-mail at corrina@benningsonline.com, telephone at 810-238-0729, or certified postal mail to P.O. Box 76, Flint, MI 48501.
- (b) **Corrections and Changes to Personal Information.** Help Benning's Painting to keep customer personal information accurate. If customer's personal information changes, or if customer notes an error upon review of customer information that Benning's Painting has on file, please promptly e-mail Benning's Painting at corrina@benningsonline.com and provide the new or correct information.
- (c) **Your California Privacy Rights.** Beginning on January 1, 2005, California Civil Code Section 1798.83 permits customers of Benning's Painting who are California residents to request certain information regarding Benning's Painting's disclosure of personal information for their direct marketing purposes. To make such a request, please write to Benning's Painting at P.O. Box 76, Flint, MI 48501. Within 30 days of receiving such a request, Benning's Painting will provide a list of the categories of personal information disclosed to third parties for third-party direct marketing purposes during the immediately preceding calendar year, along with the names and addresses of these third parties. This request may be made no more than once per calendar year.

Benning's Painting reserves its right not to respond to requests submitted other than to the address specified in this paragraph.

California's privacy laws require a company to provide notice to California users of their rights to receive information on to which entities their information was shared for marketing purposes.

9. Accountability.

- (a) **Questions, Problems and Complaints.** If you have a question about this policy statement, or a complaint about Benning's Painting compliance with this privacy policy, you may contact Benning's Painting by e-mail at corrina@benningsonline.com.
- (b) **Terms of Use.** If customer chooses to subscribe to Benning's Painting's services, customer's action is hereby deemed acceptance of Benning's Painting practices described in this policy statement. Any dispute over privacy between customer and Benning's Painting is subject to the provisions of this notice and to Benning's Painting's Terms of Use Agreement, which is hereby incorporated herein, and which can be read at www.benningsonline.com.