



PROVISIONS FOR INTERNATIONAL TRANSFERS OF YOUR PERSONAL DATA TO THE USA

Qumulo complies with the EU-U.S. Data Privacy Framework (EU-U.S. DPF), the UK Extension to the EU-U.S. DPF, and the Swiss-U.S. Data Privacy Framework (Swiss-U.S. DPF) as set forth by the U.S. Department of Commerce. Qumulo has certified to the U.S. Department of Commerce that it adheres to the EU-U.S. Data Privacy Framework Principles (EU-U.S. DPF Principles) with regard to the processing of personal data received from the European Union in reliance on the EU-U.S. DPF and from the United Kingdom (and Gibraltar) in reliance on the UK Extension to the EU-U.S. DPF. Qumulo has certified to the U.S. Department of Commerce that it adheres to the Swiss-U.S. Data Privacy Framework Principles (Swiss-U.S. DPF Principles) with regard to the processing of personal data received from Switzerland in reliance on the Swiss-U.S. DPF. If there is any conflict between the terms in this Privacy Notice and the EU-U.S. DPF Principles and/or the Swiss-U.S. DPF Principles, the Principles shall govern. To learn more about the Data Privacy Framework (DPF) program, and to view Qumulo's certification, please visit <https://www.dataprivacyframework.gov/>.

The Federal Trade Commission has jurisdiction over Qumulo's compliance with the EU-U.S. DPF, the UK Extension to the EU-U.S. DPF and the Swiss-U.S. DPF.

Complaints per the EU-U.S. DPF, the UK Extension to the EU-U.S. DPF and the Swiss-U.S. DPF

In compliance with the EU-U.S. DPF, the UK Extension to the EU-U.S. DPF and the Swiss-U.S. DPF, Qumulo commits to refer unresolved complaints concerning its handling of personal data received in reliance on the EU-U.S. DPF, the UK Extension to the EU-U.S. DPF and the Swiss-U.S. DPF to Judicial Arbitration and Mediation Services, Inc ("**JAMS**"), an alternative dispute resolution provider based in the United States. If you do not receive timely acknowledgment of your DPF Principles-related complaint from Qumulo, or if Qumulo has not addressed your DPF Principles-related complaint to your satisfaction, please visit <https://www.jamsadr.com/submit/> for more information or to file a complaint. The services of JAMS are provided at no cost to you.

In compliance with the EU-U.S. DPF and the UK Extension to the EU-U.S. DPF and the Swiss-U.S. DPF, Qumulo commits to resolve DPF Principles-related complaints about its collection and use of your personal information. EU, UK and Swiss individuals with inquiries or complaints regarding Qumulo's handling of personal data received in reliance on the EU-U.S. DPF, the UK Extension to the EU-U.S. DPF and the Swiss-U.S. DPF should first contact Qumulo using the details referenced in the [Contact Us](#) section of the Privacy Notice. EU, UK and Swiss individuals may, under certain circumstances, invoke binding arbitration with respect to complaints about Qumulo's collection and use of personal information

received in reliance on the EU-U.S. DPF, the UK Extension to the EU-U.S. DPF and the Swiss-U.S. DPF.
See DPF Annex 1 at <https://www.dataprivacyframework.gov/s/article/ANNEX-I-introduction-dpf?tabset-35584=2>.

Onward transfers to third parties

In the event that Qumulo discloses your personal data to third parties to perform certain business-related services on its behalf as Qumulo's "agents" (as such term is utilized under the Data Privacy Framework), Qumulo will do so only for limited and specified purposes consistent with any notice provided to you or your choices regarding processing and disclosure. These companies perform services at Qumulo's instruction and pursuant to contracts which require they provide at least the same level of privacy protection as is required under the Data Privacy Framework and notify Qumulo if they are no longer able to provide such protections, at which point Qumulo will take reasonable remedial steps. Qumulo may also disclose personal information to its affiliates in order to support marketing, sale, and delivery of any services, or other business operations as disclosed in the [Disclosure of Personal Information](#) section of the Privacy Notice and [Personal information we collect about you and how we use it](#) and [Personal information we collect about you automatically](#) sections of the [Additional Privacy Disclosures for EU and UK Users](#).

Qumulo's accountability for personal data that it receives under the DPF and subsequently transfers to a third party is described in the DPF Principles. In particular, Qumulo remains responsible and liable under the DPF Principles if third-party agents that Qumulo engages to process the personal data on its behalf do so in a manner inconsistent with the Principles, unless Qumulo proves that it is not responsible for the event giving rise to the damage.

In certain situations, Qumulo may be required to disclose personal data in response to lawful requests by public authorities, including to meet national security or law enforcement requirements.

Option to limit certain onward transfers to third parties

You have the opportunity to opt-out of sharing of your personal data with third parties other than Qumulo's agents or before Qumulo uses it for a purpose other than which it was originally collected or subsequently authorized. To limit the use and disclosure of your personal information under the Data Privacy Framework, please submit a written request using the details referenced in the [Contact Us](#) section of the Privacy Notice, indicating as such.

Qumulo will not disclose your sensitive personal information to any third party without first obtaining your opt-in consent.

In each instance, please allow Qumulo a reasonable time to process your response.

Your DPF rights

Upon request to Qumulo, Qumulo will confirm whether it is processing your personal data pursuant to the DPF and provide you with the data at a reasonable time. You also have the right to correct, amend, or delete the personal data processed pursuant to the DPF where it is inaccurate or has been processed in violation of Qumulo's privacy disclosures to you, except where the burden or expense of providing access would be disproportionate to the risks to the individual's privacy in the case in question, or where the rights of persons other than the individual would be violated. Qumulo may require payment of a non-excessive fee to defray our expenses in this regard. Please allow Qumulo a reasonable time to respond to your inquiries and requests.

Personal information retention

Qumulo will retain the personal information processed pursuant to the DPF in a form that identifies you pursuant to Qumulo's retention policy described above. Qumulo may continue processing such personal information for longer periods, but only for the time and to the extent such processing reasonably serves the purposes of archiving in the public interest, journalism, literature and art, scientific or historical research and statistical analysis, and subject to the protection of our privacy disclosures. After such time periods have expired, Qumulo may either delete your personal information or retain it in a form such that it does not identify you personally.

How we protect your data

Qumulo will implement reasonable and appropriate security measures to protect your personal information from loss, misuse and unauthorized access, disclosure, alteration and destruction, taking into account the risks involved in processing and the nature of such data.

If you wish to enquire further about these safeguards used, please contact Qumulo using the details referenced in the [Contact Us](#) section of the Privacy Notice.