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App Privacy Policy

florio® HAEMO App

florio® HAEMO Kids App

We appreciate your interest in florio HAEMO. This product allows you to record and display data related to your haemophilia disease, your treatment and your well-being. It includes the mobile application florio HAEMO (the "**App**") and the optional florio HAEMO Kids App. It also provides a web-based dashboard through which your physician can monitor your data.

Health data contain most sensitive information, and the protection of your data has highest priority for us. This Privacy Policy ("**App Privacy Policy**") explains which personal data are processed when you download, sign-up to use and use the App or the florio HAEMO Kids App, and how we use these data. The App Privacy Policy also contains a description of your rights as a user as well as the rights of your Dependant if you use the App for a Dependant. Please read this App Privacy Policy carefully.

The florio HAEMO App can be operated in two modes:

- for managing your treatment as a patient;
- for managing the treatment of another person (a "Dependant"), using the Caregiver mode of the App. You can link the optional florio HAEMO Kids App to your App when you use it in Caregiver mode.

A **Dependant** is your child or another person for whom you care as legal guardian, custodian or supervisor, or whose interests you attend to at the request of that person.

A **Caregiver** is a parent, legal guardian, custodian, supervisor, or another person appointed or designated by the Dependant to attend to the Dependents' interests.

With this App Privacy Policy we provide the following information to you:

- If you use the App as a patient, it informs you about the processing of your personal data.
- If you use the App for a Dependant in Caregiver mode, it informs you about the processing of the personal data of your Dependant, and the processing of your Dependant's personal data when your Dependant uses the florio HAEMO Kids App.
- If you are a Dependant, it informs you about the processing of your personal data through the Caregiver's App, and the processing of your personal data when you use the florio HAEMO Kids App.

The use of the App is optional. If you do not want your or your Dependant's personal data to be processed pursuant to this App Privacy Policy, please do not download or sign-up to use the App or the florio HAEMO Kids App.

If you use the App for a Dependant in Caregiver mode, you must use the App only in the best interests of the Dependant. Furthermore, you must make sure that your Dependant is aware of this App Privacy Policy and knows his/her rights as a data subject listed herein, especially his/her right to withdraw consent that has been given by you in relation to his/her personal data.

References made to "your personal data" or "your data" in this App Privacy Policy should be read as referring to your personal data and/or your Dependant's personal data (when the App is used in Caregiver mode).

1. Who is responsible for processing my data?

Florio GmbH ("**Florio GmbH**", "**we**" and "**us**"), as controller within the meaning of the General Data Protection Regulation ("**GDPR**"), is responsible for the lawfulness of the processing of your data.

You can contact us at any time using the contact details below:

Florio GmbH
Wilhelm-Wagenfeld-Straße 22
80807 München
Germany
Phone: +49 89 321 977 090
Email: info@florio.com

You can contact our UK data protection officer at any time using the contact details below:

Katherine Evans
Mirkwood Evans Vincent, Solicitors
1 Lancelot House
Hurcott Village
Worcs
DY10 3PG
Phone: +44 (0)20 3034 1091
Email: katherine@mirkwoodevansvincent.com

2. Which personal data will be processed?

Personal data such as your name, address, telephone number and email address are not required for the use of the App, except as indicated in this App Privacy Policy. We process personal data only if you make these data available to us on a voluntary basis.

We process your personal data listed below, including sensitive health data, to the extent you make them available to us via the App:

- information about your injections and medications (e.g., date/time taken, dose, reason, brand of product, batch number, expiration date);

- information about your bleedings (e.g., location on the body, time/date, cause, type of bleeding such as muscle bleed, soft tissue bleeding, joint bleed etc.), as well as photographs you may submit of such bleedings;
- information about your workout sessions, including date, time, duration and type of workout;
- information relevant to your treatment (e.g., age, weight, height);
- information about your treatment plan which your physician, with your express consent, provides either through McMaster PopPK or through the florio HAEMO dashboard;
- information about your well-being, including date, time, and level of your well-being;
- information about severity of pain, including date, time, reason and location;
- your estimated factor level, which is calculated by the McMaster PopPK platform operated by McMaster University in Canada. We receive your McMaster PopPK identification number and your treatment plan as created by your physician from the McMaster University and provide injection data to the McMaster University in order to display your estimated factor level. No additional data is shared with the McMaster University;
- information on activity automatically collected and stored within the last six months through your smartphone's functionalities or any other device, such as a wearable (e.g. a smartwatch) that you use based on platforms such as Apple HealthKit or Google Fit, depending on the individually selected settings of your smartphone or device which may include your activity levels (steps taken, heart rate, calories burned, walks and runs, heart points, motion minutes, standing hours, stair-steps, basic energy consumption, energy consumption during exertion, duration of a workout, resting heart rate), nutrition information, or sleep pattern data.

With your expressed consent, we also collect data about your device and your use of the App in order to maintain and improve security, to deliver updates and to better understand how users use our App. Read more about this at <https://live.florio.app/legal/patient>.

3. For which purposes and on which legal basis will my data be processed?

We process your data for the following purposes and on the following legal bases:

- to provide the App to the extent necessary for the performance of the contract which we have concluded with you based on the terms of use for the App according to Art. 6 (1) lit. b GDPR;
- to provide customer support, respond to your questions or requests for information and communicate with you to the extent this is necessary, for the purposes of our legitimate interest in ensuring efficient and user-friendly communication with the users according to Art. 6 (1) lit. f GDPR;
- to improve the App's security to the extent this is necessary, for the purposes of our legitimate interest in protecting the App and the information processed in the App

against risks, including the loss of data or unauthorised access to data to Art. 6 (1) lit. f GDPR.

We also process your data, including sensitive health data, for the following purposes and on the following legal bases:

- to provide the individual functions of the App on the basis of your explicit consent given to us according to Art. 6 (1) lit. a and Art. 9 (2) lit. a GDPR;
- to improve the App on the basis of your separate optional consent given to us according to Art. 6 (1) lit. a and Art. 9 (2) lit. a GDPR;
- to comply with local laws, for example on the reporting of any incidents, to the extent this is necessary for compliance with a legal obligation to which we are subject to or on the basis that such processing is necessary for reasons of public interest according to Art. 6 (1) lit. c, f and Art. 9 (2) lit. g GDPR;
- to provide documentation for evidence purposes to the extent this is necessary for the establishment, exercise or defence of legal claims, including in connection with court proceedings according to Art. 6 (1) lit. f and Art. 9 (2) lit. f GDPR;
- to understand how you access and navigate the App, on the basis of your separate optional consent given to us according to Art. 6 (1) lit. a GDPR. For this purpose, we use technologies on your device to customise and improve the App through certain content and functionalities to offer you a more personalised user experience. Read more about this at [https://live.florio.app/legal/patient under Service Providers](https://live.florio.app/legal/patient%20under%20Service%20Providers).

We can only make the App available to you if you consent to the processing of your health data for the purposes outlined here, except for the purposes that are indicated as optional. If you do not want your health data to be processed for the outlined purposes, please do not sign-up for or use the App. You can withdraw your consent at any time without the lawfulness of processing your data prior to the withdrawal being affected. However, in this case, you can no longer use the App.

We will furthermore anonymise your data, which means that you can no longer be identified based on these data. These anonymised data may then be processed for science and research purposes. We may also share the anonymised data with third parties for science and research purposes if approved by an external Data Governance Board. We have set up such independent committee, consisting of external medical professionals and representatives of patient organizations, to govern the use of anonymised data being shared with third parties for science and research.

We will not use your personal data for marketing purposes.

4. With whom will my data be shared?

Your data will not be shared with any third parties without your prior consent, unless this is expressly stipulated in this App Privacy Policy or we are legally obliged to do so. We may share your data as follows:

- Your physician: the App requires that you link your florio HAEMO account to the account of your physician, so that they can access the health data provided by you via the App. Your data, including health data, is shared with your physician and potentially also with other healthcare professionals of his/her institution on the basis of your consent given to us when signing up for the App. Your physician will directly provide you with information on how, and for what purposes, they process your data, including health data, and, if applicable, share them with third parties.
- McMaster University (Canada): your estimated factor level is calculated by McMaster University, which operates the McMaster PopPK platform (<https://www.McMasterPopPK.org>). Upon first login, the App receives your McMaster Pop PK identification number and your treatment plan. For the calculation of your estimated factor level we share your injection data with McMaster University. The App then retrieves your estimated factor level from the McMaster PopPK platform and displays it. The McMaster PopPK platform is provided and operated by McMaster University and not by us. We have no control over the content of the calculated factor level and cannot guarantee the accuracy of the results produced by the McMaster PopPK platform. The use of, and information obtained from, the McMaster PopPK platform is governed by the McMaster PopPK user agreement (available at <https://www.McMasterPopPK.org/UserAgreement.aspx>), over which we have no control. In order to meet recordkeeping obligations, McMaster University will retain copies of all data provided to the McMaster PopPK platform. After anonymising this data, they may use them for software improvement and for retrospective research studies based on prior approval by Ethics Committees.
- Caregivers: If you are a Dependant, and your Caregiver uses the App in Caregiver mode and enters your personal data, then your Caregiver receives data which has been generated based on the entered data and that concerns you, for example your estimated factor level on the basis of consent.
- Service providers: we cooperate with third parties that perform services and process data, some of which is personal data (including health data), according to our instructions in relation to the App, for the purposes of processing information or operating the App, as well as providing content and programs. Such third parties are restricted from processing the data for any purpose other than to provide these services. Read more about this at <https://live.florio.app/legal/patient> under Service Provider.
- Authorities: to the extent required by law or necessary for the use in legal proceedings, we may also share your personal data with local or foreign government authorities, supervisory authorities, law enforcement authorities, courts and tribunals, namely
 - health data
 - for the establishment, exercise or defence of legal claims and
 - for reasons of public interest in the area of public health;
 - other personal data
 - for compliance with legal requirements and
 - on the basis of our legitimate interest.

For example, we may be required by vigilance regulations to report any incidents to supervisory authorities. Where we share your data with service providers acting as controllers for these purposes, we do so on the basis of your corresponding consent given to us when signing up for the App.

- Potential asset purchasers: if we sell or transfer assets or if we intend such sale or transfer, a merger or a company restructuring, in particular for the purpose of due diligence processes, we may transfer your personal data (except health data), to one or more third parties in preparation of or as part of such transaction or restructuring, on the basis of our legitimate interest for continuing business or making business transactions or on the basis of your consent, where required.
- Other categories of recipients: we may also share your
 - health data with third parties where this is necessary for the establishment, exercise or defence of legal claims or for the protection of vital interests of a third party
 - other personal data with third parties where this is necessary for the purposes of our own, or a third party's, legitimate interests relating to law enforcement, litigation, criminal investigation, protecting the safety of persons, or to prevent death or imminent bodily harm, unless we deem that these interests are overridden by your interests or fundamental rights and freedoms which require the protection of your personal data.

5. Will my data be stored and processed outside the EU/EEA?

The App is hosted on servers in Germany, which means that your data are stored in Germany.

When using the App, injection data will be transmitted to the McMaster PopPK platform in order to calculate and display the estimated factor level in the App. McMaster PopPK is hosted and operated by McMaster University in Canada, i.e. outside the European Economic Area ("EEA"). For the purpose of transferring your data to McMaster University in Canada, we have taken security measures in order to protect your data, in particular by implementing the standard contractual clauses adopted by the European Commission, as amended or updated from time to time. If you have any questions about these and other security measures we use for the data transfer outside the EEA, or to request a copy of the applicable standard contractual clauses, you may contact us at info@florio.com. See also clause 4 of this App Privacy Policy under "Service providers".

6. How is my Data protected?

We take reasonable steps to protect your data from loss, misuse, unauthorised access, disclosure, alteration or destruction by taking security precautions that provide for industry-standard protection. However, data transmission over the internet cannot be guaranteed to be 100% secure. The App is regularly tested by external security experts, who probe our systems for vulnerabilities, and confirm that defences against malicious attack or accidental data loss are as strong as possible.

7. For how long will my data be stored?

We will store your data only for the period necessary to fulfil the purposes outlined in this App Privacy Policy. After that we will delete your data in line with our general data procedures, unless statutory retention obligations (in particular due to commercial and tax law provisions) preclude this or a prolonged storage is necessary in the specific individual case for the purposes of our legitimate interests (the necessity of processing data for the establishment, exercise or defence of legal claims).

8. Which rights do I have, and how can I exercise them?

Subject to the statutory provisions, including the corresponding local laws, you have a number of rights in connection with our processing of your personal data, which we will outline in more detail below. To exercise these rights, including the withdrawal of your consent, or if you have any questions, requests or complaints about the processing of your data in relation to the App, please contact info@florio.com.

- Access: you have the right to request access to your personal data processed by us and a copy of this data (right of access).
- Rectification: you have the right to have any incorrect data rectified and, taking into account the purposes of the processing, to have incomplete personal data completed (right to rectification).
- Erasure: you have the right, if there are justified grounds, to request the erasure of your data (right to erasure).
- Restriction of processing: you have the right to request the restriction of processing of your data, provided that the statutory prerequisites apply (right to restriction of processing).
- Data portability: you have the right to receive the data provided by you in a structured, commonly used and machine-readable format and to transmit those data to another controller or, to the extent that this is technically feasible, have them transmitted by us (right to data portability).
- **Right to object: you have the right, on grounds relating to your particular situation, to object to any processing of your data for the purposes of legitimate interests pursued by us or a third party (right to object).**
- Automated individual decision-making: you have the right not to be subject to a decision based solely on automated processing, including profiling, which produces legal effects concerning you or similarly significantly affects you, provided the statutory prerequisites do not apply. We do not conduct an automated decision-making.
- Withdrawal of consent: you have the right to withdraw your consent at any time without giving reasons and with effect for the future. This also applies to consent given by a Caregiver in relation to your data. The withdrawal of your consent will not affect the

lawfulness of processing your data based on consent before this consent was withdrawn.

- Complaint: notwithstanding any other remedies, you are also entitled anytime to file a complaint with a supervisory authority, for example in your country of origin.

9. What do I need to know about links to other websites?

The App may contain links to external websites that we believe may provide useful information to the users of the App. This App Privacy Policy and the obligations under it do not apply to such external websites (unless these websites are owned by us and directly link to this App Privacy Policy). We suggest contacting such external websites directly for information on their privacy and security policies. We cannot be held liable for the content provided on such websites.

10. How can this App Privacy Policy be changed?

We reserve the right to make changes to the App Privacy Policy in the future. In case of material changes (e.g., in particular, any changes that materially affect your rights), we will notify you, such as on our website and/or publish a temporary notice on the App. The App Privacy Policy in the respective applicable version can be accessed and viewed on our App at any time.

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