

# Privacy Policy

Policy Effective Date: Effective January 1, 2021

## Your Privacy Matters

OnlyFunds' number one priority is your trust. Your privacy is essential to earning and keeping that trust. This tenet drives all of the decisions we make, as well as how we gather, use and store any information we acquire from you.

We created this Privacy Policy to be as clear and direct as possible about how we gather and use your non-public personal information and other types of personal information ("Personal Information") and to assist you in exercising your privacy rights.

## Introduction

OnlyFunds and its affiliates ("we", "us" and/or "our") currently offer a portfolio management services, and may offer additional products and services in the future (collectively, the "Services"), through OnlyFunds' website, [www.onlyfunds.com](http://www.onlyfunds.com) ("Site") and our mobile applications ("App"). This Privacy Policy describes how OnlyFunds treats your Personal Information when you use or evaluate our Site, and/or Services.

For the purpose of this Privacy Policy, a "User" is an individual who creates an account on our Site to use our software and/or to understand or evaluate our Services; and a "Client" is an individual who signs our Client Agreement that entitles the Client to maintain an Account, and/or have their investment portfolio managed by OnlyFunds.

Our Privacy Policy, Website Terms of Use, Financial Planning Terms of Use, and, where applicable, Client Agreement, collectively govern your use or evaluation of our Site and Services.

## Information Collection

The categories of information we collect depend on whether you are a current or former User, and/or Client. Examples of instances when we collect Personal Information include:

- when you answer questions on the Site to determine what kind of portfolio we might recommend if you were to become a Client,
- when you register to open an account either as a User or a Client,
- when you contact our client service organization with questions, or
- when you become a Client.

### **Information We Collect from Users**

We collect Personal Information from Users, including but not limited to your:

- name, e-mail address, telephone number, zip code, Internet Protocol address, birth date;
- investable assets, income information and other financial planning information about your household; and
- account numbers and login credentials for the accounts (bank or brokerage) you choose to link to our Services (bank or brokerage), any challenge and/or security questions associated with those accounts and any information contained in those accounts. Any Account Information transmitted to a third-party service provider is transmitted via end-to-end encryption, and any credentials transmitted to the third-party service provider are encrypted at rest.

## Information We Collect from Clients

If you choose to become a Client, in addition to the information we collect from you as a User, described above, we will ask you for certain additional Personal Information, including but not limited to:

- your and your beneficiaries' full legal name, contact information, address, birth date, Social Security Number, citizenship, marital status; and
- your investment objectives, approximate net worth, tax information and other regulatory information that may be necessary and required by federal and certain statutory laws such as employment information and stock restrictions (see our Client Agreement).

## Information We Collect via the Referral Program

OnlyFunds may from time to time engage in a referral program. The program allows our Clients to lower their annual advisory fee in exchange for referring a person who becomes a client. Participation in our referral program is free and voluntary for our Clients. By participating, you are asked to provide us with the name and e-mail address of the person to whom you refer our Service. We treat this information like all our other Personal Information.

## Information Regarding Children

Due to the nature of our business, our Services are not made available to minors. Except for beneficiary information as described above, Wealthfront does not knowingly solicit Personal Information from or about children under the age of 18.

If you are under the age of 18, please do not submit any Personal Information to OnlyFunds.

If we learn that we have collected Personal Information directly from a minor, we will delete such information from our files.

If a parent or guardian becomes aware that their child under the age of 18 has directly provided us with Personal Information without their consent, they should contact us at [support@onlyfunds.com](mailto:support@onlyfunds.com) and we will delete such information from our files.

## Other Ways We Collect Information

Other means by which we collect Personal Information include the following:

1. **Automatic Data Collection.** We may collect certain information when you use our Services. This information may include your Internet protocol ("IP") address, cookie identifiers, mobile carrier, mobile advertising and other unique identifiers, details about your browser, operating system or device, location information, Internet service provider, pages that you visit before, during and after using the Services, information about the links you click, and other information about how you use the Services. Information we collect may be associated with accounts and other devices.
2. **Cookies and Pixels.** Similar to other consumer internet services, OnlyFunds uses cookies, a small piece of computer code that enables our Web servers to "identify" Users, each time an individual initiates a session on our Site. A cookie is set in order to identify you and tailor the Site to you. Cookies do not store any of the Personal Information that you provided to us; they are simply identifiers. You may delete cookie files from your own hard drive at any time through your browser settings. However, cookies may be necessary to provide access to much of the content and many of the features of the Site.
3. **Pixel Tags.** Along with cookies, we may use "pixel tags," also known as "web beacons," which are small graphic files that allow us to monitor the use of our Sites. A pixel tag can collect information such as the IP address of the computer that downloaded the page on which the tag appears; the URL of the page on which the pixel tag appears; the time the page containing the pixel tag was viewed; the type of browser that fetched the pixel tag; and the identification number of any cookie on the computer previously placed by that server.

4. **Site and App Activity.** OnlyFunds may also use third-party tracking technology, such as Google Analytics, to record your activity on our Site .
5. **“Do Not Track” Technology.** We do not collect Personal Information about your online activities over time and across different web sites or online services. Therefore, our Site does not respond to Do Not Track (“DNT”) signals. We do not knowingly authorize thirdparties to collect Personal Information about your online activities over time and across different web sites or online services.
6. **Surveys.** We may contact you to participate in surveys. If you decide to participate, you may be asked to provide certain information which may include Personal Information.

## How we use Information

### **No Renting, Selling or Trading Out List**

We will **never** rent, sell or trade your Personal Information to anyone. Ever.

### **User Personal Information**

We use your Personal Information for a variety of business purposes, such as to help you evaluate our Services, offer you new products or services, enhance our Services, and for research and internal analysis.

### **Client Personal Information**

OnlyFunds stores, processes, and maintains Personal Information related to you for a variety of business reasons such as to provide client support, analyze and improve our Services, offer new products or services and provide our Services to Clients in accordance with the rules of regulatory bodies such as the Securities and Exchange Commission (the “SEC”) and Financial Industry Regulatory Authority, Inc. (“FINRA”). As a User, you may choose not to provide such information to us, but if you choose not to provide such information, you will not be able to become a Client.

### **Social Media and Links to Other Web Sites and Applications**

This Privacy Policy and these terms apply only to OnlyFunds operated Services and applications. Please note that our Site may contain links to other websites, applications, social media accounts, and information for your convenience that are not operated or controlled by OnlyFunds. OnlyFunds does not control Linked Third-Party websites or their privacy practices, which may differ from those set out in this Privacy Policy. OnlyFunds does not endorse or make any representations about Linked Third-Party information. Any Personal Information you choose to give to Linked Third-Parties is not covered by this Privacy Policy. We encourage you to review the privacy policy of any company or website before submitting your Personal Information. Some third parties may choose to share their users’ Personal Information with us; that sharing is governed by that company’s privacy policy, not this Privacy Policy.

### **Mobile Computing**

Wealthfront provides websites and online resources that are specifically designed to be compatible for use with mobile computing devices. Mobile versions of our website are governed by the provisions hereunder related to the Site and may require that you log in with an account. In such cases, information about the use of each mobile version of the website may be associated with your accounts. In addition, we may enable individuals to download tools, such as an application, widget or other tool, that can be used on mobile or other computing devices. Some of these tools may store information on mobile or other devices. These tools may transmit Personal Information to OnlyFunds to enable you to access your account information and to enable us to track the use of these tools. Some of these tools may enable users to e-mail reports and other information from the tool. We may use Personal Information or non-identifiable information transmitted to us to enhance these tools, to develop new tools, for quality improvement and as otherwise described in this Privacy Policy or in other notices we provide.

### **Promotional Activity**

We may run sweepstakes and contests. Contact information you provide may be used to reach you about the sweepstakes or contest and for other OnlyFunds promotional or marketing purposes. In some jurisdictions, we are required to publicly share some winner information.

## **Information Sharing and Onward Transfer**

We will not share or disclose your Personal Information (whether you are a current or former User and/or Client) to any nonaffiliated third-parties except:

**To Protect Ourselves or Others.** We may share your Personal Information as required by law, such as when we reasonably believe it is necessary or appropriate to investigate, prevent, or take action regarding illegal activities, suspected fraud, front running or scalping, situations involving potential threats to the personal safety of any person, if we believe doing so is required or appropriate to: comply with law enforcement or national security requests and legal process, such as a court order or subpoena; to protect your, our or others' rights, property, or safety; enforce our policies or contracts; or collect amounts owed to us.

**Service Providers.** There are certain circumstances in which we may share your Personal Information with non-affiliated third-party service providers, including to perform certain business and technology related functions and to support the provision of the Services. We may share your Personal Information with non-affiliated third-party service providers for the provision of services, which includes but is not limited to the following: mailing information; trade settlement and clearing; data processing and storage; payment processing; identification verification and fraud detection; customer support; and marketing. We do not share Personal Information with any third-parties for their own marketing purposes.

**Business Partners.** We may provide Personal Information to business partners with whom we jointly offer products or services. For example, we may share the information required to become a Client with our brokerage partner(s) solely to allow our brokerage partner(s) to provide and facilitate the provision of Services to you.

**Disclosure in the Event of Merger, Sale, or Other Asset Transfers.** If we are involved in a merger, acquisition, financing due diligence, reorganization, bankruptcy, receivership, purchase or sale of assets, or transition of service to another provider, then your Personal Information may be transferred as part of such a transaction, as permitted by law and/or contract.

## **Your Choices and Opting Out**

**General.** You have certain choices about the use and disclosures of your Personal Information, as set out in this Privacy Policy.

You may decline to provide Personal Information to OnlyFunds. Declining to provide Personal Information may disqualify you from using OnlyFunds Services, Site, and App features that require certain Personal Information.

### **Opting-Out - Obtaining and Withdrawing Consent**

Where you have consented to OnlyFunds' use of your Personal Information, you may withdraw that consent at any time and opt out by contacting us by email, phone or physical mail via the contacts indicated under the "Questions and Contacting Us" section below. Additionally, before we use Personal Information for any new purpose we will provide information regarding the new purpose. Even if you opt out, we may still collect and use non-personal information regarding your activities on our Services and for other legal purposes as described above.

### **Email**

OnlyFunds may use your Personal Information to communicate with you regarding our Services or to tell you about blog posts or Services that we believe will be of interest to you. If you decide at any time that you no longer wish to receive marketing communications from us, please follow the "unsubscribe" instructions provided in the communications or contact us at [support@onlyfunds.com](mailto:support@onlyfunds.com). Please note that you cannot opt-out of administrative communications such as regulatory, billing or service notifications, or updates to our Terms

or this Privacy Policy. We process requests to be placed on do-not-mail, do-not-phone and do-not-contact lists as required by applicable law.

## **Accessing Your Personal Information**

Users or Clients may contact us at [support@onlyfunds.com](mailto:support@onlyfunds.com) to request information about how to access your Personal Information.

- OnlyFunds provides all Clients with continuous access via the Site which contains information about account status, securities positions and balances.
- Your requests will be processed in line with local laws, including without undue delay and in accordance with any required time frames. Although OnlyFunds makes good faith efforts to provide individuals with access to their Personal Information, there may be circumstances in which we are unable to provide access, including but not limited to: where the information contains legal privilege, would compromise others' privacy or other legitimate rights, 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 it is commercially proprietary. If we determine that access should be restricted in any particular instance, we will endeavor to provide you with an explanation of why that determination has been made within one month of the request, a contact point for any further inquiries and any other legally required information. To protect your privacy, we will take commercially reasonable steps to verify your identity before granting access or making any changes to your Personal Information.

## **Retention and Deletion**

OnlyFunds retains the Personal Information we receive as described in this Privacy Policy for as long as you use our Site or Services or as necessary to fulfill the purpose(s) for which it was collected, to provide our Services, resolve disputes, establish legal defenses, conduct audits, pursue legitimate business purposes, enforce our agreements, or as otherwise required to comply with contracts and comply with all applicable laws.

You may request deletion of Personal Information by contacting us at [support@onlyfunds.com](mailto:support@onlyfunds.com) and providing us enough information to identify your account and prove that you are the owner of the identified account. However, due to regulatory recordkeeping obligations we may retain information related to you and your account, as well as any data related to your trades, in accordance with applicable laws. In no case will we share any individual trading data unless required by regulators or other government bodies, to support processing of settlement of your transactions, or in accordance with applicable laws.

## **Security**

OnlyFunds takes reasonable steps, endeavoring to use appropriate technical or organizational measures, to protect your Personal Information from loss, misuse, unauthorized access, alteration, disclosure, or destruction. However, no Internet, email, or electronic operating system that enables the transmission of data is ever fully secure or error free; therefore, we cannot ensure or warrant the security of any information you transmit to us.

## **Other Important Information**

### **California Privacy Rights**

California law permits Users and Clients who are California residents to request and obtain from us once a year, free of charge, a list of the third-parties to whom we have disclosed their Personal Information (if any) for their direct marketing purposes in the prior calendar year, as well as the type of Personal Information disclosed to those parties. OnlyFunds does not share Personal Information with third-parties for their own marketing purposes.

The California Consumer Privacy Act permits certain Users (users of our financial planning services who have shown no indication of becoming a Client) who are California residents to request and obtain from us twice a year, free of charge, information related to Personal Information we have collected in the 12 months preceding the request. The California Consumer Privacy Act also gives Users the right to request permanent deletion of Personal Information, which Users can do by following the procedure above.

OnlyFunds does not sell your data. OnlyFunds only discloses Personal Information to unaffiliated third parties as set forth in this Policy. You have the right to request information from us regarding whether we share certain categories of your Personal Information with third parties for OnlyFunds 'marketing purposes. To the extent we share your Personal Information in this way, you may request information related to (i) the categories of information we disclosed to third parties for such purpose during the 12 months and (ii) the names and addresses of third parties that received such information.

## **Changes to this Privacy Policy**

We may update this Privacy Policy from time to time as we deem necessary at our sole discretion. If there are any material changes to this Privacy Policy, we will notify you as required by applicable law.

OnlyFunds encourages you to review this Privacy Policy periodically to be informed regarding how we are using and protecting your information and to be aware of any policy changes. Your continued relationship with OnlyFunds after the posting or notice of any amended Privacy Policy shall constitute your agreement to be bound by any such changes. Any changes to this Privacy Policy will take effect immediately after being posted or otherwise provided by us. Each version of this Privacy Policy will be identified on this page by its effective date.

This document constitutes OnlyFunds' complete Privacy Policy for OnlyFunds and its affiliates and the Services and Site.

## **Questions and Contacting Us**

If after reviewing this Privacy Policy, you would like to submit a request to exercise your rights as detailed in this Privacy Policy or have any questions or privacy concerns, please contact us by email at [support@onlyfunds.com](mailto:support@onlyfunds.com).