



Via Surgical Privacy Policy

This is the privacy policy ("**Privacy Policy**") that governs how we, Via Surgical Ltd. ("**Via Surgical**", "**we**", "**our**" or "**us**"), use Personal Information (defined below) that we collect, receive and store about individuals in connection with the use of our website at www.viasurgical.com, and any other website that we operate (each, together with its sub-domains, content and services, a "**Site**").

1. **Introduction.** We have implemented this Privacy Policy because your privacy, and the privacy of other Site users, is important to us. This Privacy Policy explains our online information practices and the choices you can make about the way your Personal Information is collected and used in connection with the Site. "**Personal Information**" means any information that may be used, either alone or in combination with other information, to personally identify an individual, including, but not limited to, a first and last name, a personal profile, an email address, a home or other physical address, or other contact information.
2. **Terms of Use.** This Privacy Policy forms part of the Website Terms of Use available at http://www.viasurgical.com/doc/Terms_Use.pdf (the "**Terms**").
3. **Consent and Modification.** By using the Site, you consent to the terms of this Privacy Policy and to our collection, processing and sharing of Personal Information for the purposes set forth herein. If you do not agree to this Privacy Policy, please do not access or otherwise use the Site. We reserve the right, at our discretion, to change this Privacy Policy at any time. Such change will be effective ten (10) days following posting of the revised Privacy Policy on the Site, and your continued use of the Site thereafter means that you accept those changes.
4. **What Personal Information We Collect and How We Collect It.** We do not currently require you to provide Personal Information in order to have access to general information available on the Site. However, we may receive and/or collect Personal Information from you in the following ways:
 - 4.1. **'Contact Us' Information.** If you send us a "Contact Us" request, whether by submitting an online form that we make available on the Site or by sending an email to an email address that we display on the Site, you may be required to provide us with certain information such as your name and email address.
 - 4.2. **Log Files.** We may make use of log files. The information inside the log files includes internet protocol (IP) addresses, type of browser, Internet Service Provider (ISP), date/time stamp, referring/exit pages, clicked pages and any other information your browser may send to us. We may use such information to analyze trends, administer the Site, track user's movement around the Site, and gather demographic information.
 - 4.3. **Cookies and Other Tracking Technologies.** Some of our Site pages may utilize "cookies" and other tracking technologies. A "cookie" is a small text file that may be used, for example, to collect information about Site activity. Some cookies and other technologies may serve to recall Personal Information previously indicated by a Site user. Most browsers allow you to control cookies, including whether or not to accept them and how to remove them. You may set most browsers to notify you if you receive a cookie, or you may choose to block cookies with your browser.
5. **The Way We Use Personal Information.** If you submit or we collect Personal Information through the Site, then such Personal Information may be used by us in the following ways:
 - 5.1. We will use your Personal Information to provide and improve our Site, products and services, to contact you in connection with such products and services and certain programs or offerings that you may have registered for, and, if applicable, to identify and authenticate your access to the parts of the Site that you are authorized to access.
 - 5.2. We may use your designated email address to: (i) send you updates or news regarding the products and services of Via Surgical and other third parties; and/or (ii) respond to a "Contact Us" or administrative request (for example, to change your password).
 - 5.3. We may transfer your Personal Information to our subsidiaries or affiliated companies for the purpose of storing or processing such information on our behalf. Such information may be transferred to other countries around the world. We require that these parties agree to process such information in compliance with our Privacy Policy.
 - 5.4. We may share your Personal Information with our third party service providers and partners, but only to assist us with our business operations and to make the Site available. Such information may be transferred to other countries around the world. We use commercially reasonable efforts to only engage or interact with third party service providers and partners that post a privacy policy governing their processing of Personal Information.
 - 5.5. We may disclose your Personal Information or any information you submit via the Site if we have a good faith belief that disclosure of such information is helpful or reasonably necessary to: (i) comply with any applicable law, regulation, legal process or governmental request; (ii) enforce our Terms, including investigations of potential

violations thereof; (iii) detect, prevent, or otherwise address fraud or security issues; or (iv) protect against harm to the rights, property or safety of Via Surgical, our users, yourself or the public.

6. **Use of Anonymous Information.** We may collect and use Anonymous Information (as defined below) or disclose it to third party service providers in order to improve the Site and our products and services and enhance your experience with the Site. We may also disclose Anonymous Information to third parties, including for market research and business intelligence purposes. "**Anonymous Information**" means information which does not enable identification of an individual user, such as aggregated information about visitors to the Site.
7. **Opting Out.** You may choose not to receive future promotional, advertising, or other related emails from us by selecting an unsubscribe link at the bottom of such emails that you receive from us. Please note that even if you opt out of receiving the foregoing emails, we may still send you a response to any "Contact Us" request as well as administrative emails that are necessary to facilitate your use of the Site.
8. **Choice.** At all times, you may choose whether or not to provide or disclose Personal Information. If you choose not to provide mandatory Personal Information, you may still visit parts of the Site but you may be unable to access certain options, programs, offers, and Sites that involve our interaction with you.
9. **Access/Accuracy.** To the extent that you do provide us with Personal Information, we wish to maintain accurate Personal Information. If you would like to delete or correct any of your Personal Information that we may be storing, you may submit a request to us by sending an email to info@viasurgical.com. Your email should include adequate details of your request.
10. **Links to and Interaction with Third Party Products.** The Site may contain links to third party websites that are not owned or controlled by us (each a "**Third Party Site**"). We are not responsible for the privacy practices or the content of any third party websites. Please be aware that third party websites may collect Personal Information from you. Accordingly, we encourage you to read the terms and conditions and privacy policy of each third party site that you choose to visit.
11. **Children's Privacy.** The Site is not structured to attract children under the age of 18. Accordingly, we do not intend to collect Personal Information from anyone we know to be under 18. If we learn that we have collected Personal Information from someone under 18 years of age, we will delete that information as quickly as possible. If you believe that we might have any such information, please contact us at info@viasurgical.com.
12. **Security.** The security of Personal Information is important to us. We follow generally accepted industry standards, including the use of appropriate administrative, physical and technical safeguards, to protect the Personal Information submitted to us. However, no method of transmission over the Internet, or method of electronic storage, is 100% secure. Therefore, while we strive to use commercially acceptable means to protect your Personal Information, we cannot guarantee its absolute security or confidentiality. If you have any questions about security on the Site, you can contact us at info@viasurgical.com
13. **Merger, Sale or Bankruptcy.** In the event that we are acquired by or merged with a third party entity, or in the event of bankruptcy or a comparable event, we reserve the right to transfer or assign Personal Information in connection with the foregoing events.
14. **California Privacy Rights.** California Civil Code Section 1798.83 permits our customers who are California residents to request certain information regarding our disclosure of Personal Information to third parties for their direct marketing purposes. To make such a request, please send an email to info@viasurgical.com. Please note that we are only required to respond to one request per customer each year.
15. **Our California Do Not Track Notice.** We do not track consumers over time and across third party websites and therefore do not respond to Do Not Track signals. We do not allow third parties to collect personally identifiable information about an individual consumer's online activities over time and across different web sites when a consumer uses the Site.
16. **Commitment.** We are committed to protecting your privacy. Protecting your privacy online is an evolving area, and we are constantly evolving our Site to meet these demands. If you have any comments or questions regarding our Privacy Policy, or your Personal Information that we may be storing and using, please contact us at info@viasurgical.com.

Last updated: March 10, 2014