

**Effective Date: March 27, 2019**

## **PRIVACY STATEMENT/YOUR PRIVACY RIGHTS - PX-EVA**

**If you are in the European Economic Area ("EEA"), please click [here](#) for more information about your specific privacy rights.**

**If you are in the California Resident, please click [here](#) for more information about your specific privacy rights.**

Eaton Corporation ("Eaton," "us," "we," or "our") owns and operates the PX-EVA cloud-based software solution as well as the related website portals located at px-eva.eaton.com (the "Site") and mobile application (collectively, the "Product Software"). Eaton, as the data controller, is committed to protecting the privacy of those who use the Product Software. This Privacy Statement ("Statement") contains details about how Eaton collects, uses, and shares with third parties Personal Data (defined below) that we obtain from and about you when interacting with Eaton and the Product Software. Please read this Statement carefully. If you do not agree with our policies and practices, do not download, install or operate the Product Software.

**Applicability:** This Statement covers only the Product Software identified above, and does not apply to information that you may send us by other means or related to other Eaton products or services. Other Eaton sites, applications and online services or locations may have their own privacy statements, and you should consult those accordingly. This Statement also does not apply to job applicants or Eaton employees.

Whenever you interact with Eaton or the Product Software on behalf of another individual or entity, such as by providing or accessing Personal Data about another individual, you represent that you have the authority to do so. You shall have sole responsibility for any violation of privacy laws as a result of a failure to obtain any necessary consent from such individual/entity.

**Changes:** Eaton may update this Statement from time to time. The current Statement will be posted at the bottom of the Sites and will be effective when posted. Please check this Statement periodically for updates. If any of the changes are unacceptable to you, you should cease using the Product Software. If any changes to this Statement materially affect how Eaton treats or handles Personal Data that you have already provided to Eaton or that has otherwise been collected by us, or when required under applicable laws, we will seek affirmative consent from you to use it in the new manner. If you do not provide such consent, Personal Data will continue to be used in a manner that is consistent with the version of this Statement under which it was collected, or the information will be deleted.

### **What Information Do We Collect?**

Personal Data is any information relating to an identified or identifiable natural person ("Data Subject").

#### ***Sources of Personal Data:***

We collect information about you and how you use the Product Software in several ways, including:

- **Information you provide to us directly.** We collect the information you provide to us directly, such as when you register through the Product Software; complete and submit a form through the Product Software; participate in surveys, questionnaires, or contests; communicate with us; or otherwise voluntarily provide Personal Data to us.

- **Information collected or inferred from your use of the Services.** We automatically collect information about your access to and use of the Product Software, such as logs and information about the devices you use to interact with the Product Software.
- **Information from third parties.** We receive information about you and your use of the Services from third parties, such as from your employer or coworkers, third party service and content providers, companies that provide or sell lists of potential purchasers, and other Product Software users.

We may combine information that we receive from the various sources described in this Privacy Statement with Personal Data and use or disclose it for the purposes identified below.

### ***Information We Collect:***

The types of Personal Data that Eaton collects about you include:

- **Identifiers**, such as your name, postal address, email address, phone number, user name and password, IP address, and other registration information.
- **Financial information** when you pay for the Product Software, such as your payment card number, name, CVC code, billing address, and other related information. Note that this information is provided directly to Eaton's third party payment processor and Eaton does not itself handle this information.
- **Internet or other electronic network activity information**, such as your last log-in time, device data, device metadata, and other information regarding your interactions with and use of the Product Software.
- **Professional or Employment information**, such as work address.
- **Commercial information (relating to your use of the Product Software)**, such as move-in date, facility information, utility bill information, meter data, other registration information, or other information you voluntarily provide to us (such as during phone calls).
- **Inferences** drawn from any of the information we collect to create a profile about you reflecting your preferences, characteristics, psychological trends, predispositions, behavior, attitudes, intelligence, abilities, and aptitudes.

### **How Do We Use Your Personal Data?**

We may use your information in a number of ways, including:

- **To provide you with the Product Software**, such as to register and administer your account; diagnose, repair, and track service and quality issues (including technical support); communicate with you about your account, content you upload, or in response to questions or inquiries; install and configure changes and updates to the Product Software; authenticate users of the Product Software; and verify your eligibility for certain programs or benefits.
- **For our own internal business purposes**, such as to evaluate or audit the usage, performance, safety, and other operations related to the Product Software; evaluate and improve the quality, content, and administration of the Product Software; design new products and services; process and catalog your responses to surveys or questionnaires; conduct data analysis and testing; and maintain proper business and other relevant records.
- **For legal, safety or security reasons**, such as to comply with legal requirements; protect the safety, property or rights of Eaton, Product Software users, or others; and detect, prevent, and respond to security incidents or other malicious, deceptive, fraudulent, or illegal activity.

- **For marketing.** We may use your Personal Data to market our products or services or those of third parties. When required by law, we will seek your consent for such marketing.
- **In an anonymous or aggregated format.** We may also use your information in an anonymized or aggregate manner for any purpose.

### **With Whom Do We Share Your Information?**

We may share your Personal Data with entities other than the Eaton entity that originally collected it, including the categories of recipients described below:

- **Affiliates and subsidiaries:** We may share your Personal Data within the Eaton group of companies, which includes parents, corporate affiliates, subsidiaries, business units and other companies that share common ownership for the purposes described above.
- **Third party service providers:** We may share your Personal Data with third party service providers working on behalf of Eaton in order to provide the Product Software you request or support our relationship with you, such as hosting service providers, IT providers, e-commerce providers, accountants, analytics companies, and marketing providers.
- **For legal, security and safety purposes:** We may share your Personal Data with third parties such as law enforcement or other government agencies to comply with law or legal requirements; to enforce or apply our Terms of Use and other agreements; and to protect our rights and the property or safety of Eaton, our users, or third parties.
- **In connection with a transaction:** If we, or some or all of our assets, are acquired by another entity, including through a sale or in connection with a bankruptcy, we will share your Personal Data with that entity.
- **Your employer or coworkers:** If you receive the Product Software in connection with your employment, your employer, coworkers, or other individuals designated by your employer may view any Personal Data that we collect in connection with your use of or interaction with the Product Software.
- **Third parties for their own purposes:** We may sell your Personal Data to third parties for their own marketing, research, or analytics purposes.

We may also share Personal Data that has been anonymized or aggregated with third parties for any purpose.

### **Data Security and Retention**

Eaton maintains reasonable security procedures and technical and organizational measures to protect your Personal Data against accidental or unlawful destruction, loss, disclosure or use. When handling your Personal Data for our business functions, Eaton will limit access to your Personal Data to authorized persons and trusted third parties who have a reasonable need to know the information and who are bound by confidentiality obligations. While Eaton takes the issue of protecting your Personal Data seriously, you should exercise discretion in what information you disclose and/or transmit through the Product Software. Eaton cannot guarantee that information sent over the Internet is fully secure, and therefore the transmitted information may be intercepted by others before it reaches Eaton. If you are concerned about sending information to Eaton over the Internet, please send the information by mail or call us to make other arrangements. Eaton is not responsible for the security of information sent over the Internet.

Eaton retains Personal Data only for as long as necessary to fulfill the stated purpose for which the Personal Data was collected or otherwise processed, and thereafter only for legitimate legal or business purposes. These may include retention periods that are: (i) mandated by law, contract or similar obligations applicable to Eaton's business operations; (ii) for preserving, resolving, defending or enforcing our legal/contractual rights; or (iii) needed to maintain adequate and accurate business and financial records. We will delete Personal Data as soon as the respective purpose for its use is complete and no legal obligation to retain such data exists.

### **Children's Privacy**

The Product Software is intended for individuals 18 years of age and older. The Product Software is not directed at, marketed to, nor intended for, children under 18 years of age. Eaton does not knowingly collect any information, including Personal Data, from children under 18 years of age. If you believe that we have inadvertently collected Personal Data from a child under the age of 18, please contact us at the address below and we will take immediate steps to delete the information.

### **External Links**

The Product Software may contain links to external sites or other online services, including those embedded in third party advertisements, that are not controlled by Eaton. Eaton is not responsible for the privacy practices and data collection policies for such third party services. You should consult the privacy statements of those third party services for details.

### **Terms of Use**

The End-User License Agreement for the Product Software is incorporated by reference into this Statement, and can be found [here](#).

### **Contact Info/Your Choices**

If you have questions regarding this Statement, please contact Eaton at:

Eaton  
Attention: Global Data Protection and Privacy Office  
1000 Eaton Boulevard  
Cleveland, Ohio 44122  
[dataprotection@eaton.com](mailto:dataprotection@eaton.com)

To opt-out of receiving promotional email messages from us, please click on the "Unsubscribe" link contained at the bottom of each email or by contacting us using the information above.

## Notice to California Residents

This section applies to California Residents.

As described in the '*What Information Do We Collect?*' we might collect personal information including identifiers, commercial information, internet or other network activity information, geolocation information, professional or employment-related information and inferences drawn from any of the information identified above to create a profile about a consumer.

As described in '*With Whom Do We Share Your Information?*' section, personal information we collect from consumers might be shared for business purposes with third parties. We might have disclosed all of the categories of personal information listed above, based on the use case, for a business purpose in the past 12 months.

We do not sell your personal information.

As a California resident you have certain rights, subject to legal limitations and applicable exceptions, regarding the collection, use, and sharing of your personal information. Those rights are in particular:

- **The right to know.** You have the right to request information about the categories of personal information we have collected about you, the categories of sources from which we collected the personal information, the purposes for collecting the personal information, the categories of third parties with whom we have shared your personal information, and the purpose for which we shared your personal information ("Categories Report"). You may also request information about the specific pieces of personal information we have collected about you ("Specific Pieces Report"). Please specify which request you want to execute.
- **The right to delete.** You have the right to request that we delete personal information that we have collected from you.
- **The right to opt-out.** You have the right to opt out of the sale of your personal information.

In accordance with applicable law, we will not discriminate against you for exercising these rights. You may use an authorized agent to exercise your rights on your behalf. If you are making any of the requests above through an authorized agent, we will request written authorization from you and will seek to verify as described above or we will accept a legal Power of Attorney under the California Probate Code to the authorized agent.

You can execute your right at any time by contacting us by sending an email to [dataprotection@eaton.com](mailto:dataprotection@eaton.com), by calling +1-800-386-1911 or by using this [online form](#).

In order to exercise your rights, we will need to obtain information to locate you in our records or verify your identity depending on the nature of the request. If you are submitting a request on behalf of a household, we will need to verify each member of the household in the manner set forth in this section. Therefore, based on the request we might reach out to you for further information.

We will respond to a Request to Opt-Out within 15 days. We will respond to Requests to Delete and Requests to Know within 45 days, unless we need more time in which case, we will notify you and may take up to 90 days total to respond to your request.

## EEA Section

This section applies if you are an EEA data subject. In the event of a conflict between information in this section and the rest of the Statement, this EEA Section will govern.

Our legal basis for collecting and using the Personal Data as data controllers will depend on the Personal Data concerned and the specific context in which we collect it. In many cases, we will process Personal Data about you using the following legal basis:

- **Legitimate interest** - we process Personal Data to meet our legitimate business interests, such as to develop and improve our solutions, support our sales and business operations, and secure our systems, facilities and personnel.
- **Legal obligation** - we process Personal Data to comply with applicable laws and regulations.
- **Performance of Agreement** - we process Personal Data in order to perform or fulfill our obligations under an agreement with you or the entity with which you are affiliated.
- **Consent** - We may process your Personal Data based on consent. For example, if we want to send you a marketing communication, we will seek your consent separately at the time of collection. You may withdraw your consent at any time by contacting us using the information in the "Contact Us" Section above.

### International Transfers of Your Personal Data

By using the Product Software or providing Personal Data to Eaton, your Personal Data is transferred to the United States where Eaton is headquartered. If you are not a resident of the United States, your country's laws governing data collection and use may differ from those in the United States. For example, the data protection laws of the United States have not been found by the European Commission to provide the same level of protection as EU data protection law. Transfers to countries outside the European Economic Area ("EEA") take place using an acceptable data transfer mechanism, such as the EU-U.S. Privacy Shield, the EU Standard Contractual Clauses, Binding Corporate Rules, approved Codes of Conduct and Certifications, or on the basis of permissible statutory derogations. Please contact [dataprotection@eaton.com](mailto:dataprotection@eaton.com), if you want to receive further information or, where available, a copy of the relevant data transfer mechanism.

### Your EEA Privacy Rights

If you are visiting the Site from the EEA or where EEA data protection laws apply, with certain legal exceptions and limitations, you may exercise the following rights regarding your Personal

Data:

**Access.** You have the right to confirm with us if your Personal Data is being processed and certain other information about that processing.

**Rectification.** You have the right to request the rectification of inaccurate Personal Data and to have incomplete data completed.

**Objection.** You have the right to object to the processing of your Personal Data for compelling and legitimate reasons. In addition, you have the right to object at any time if your Personal Data is processed for direct marketing purposes.

**Portability.** You may receive Personal Data that you have provided to us in a structured, commonly used and machine-readable format and have the right to transmit that data to others.

**Restriction.** You may request to restrict processing of your Personal Data.

**Erasure.** You may request to erase your Personal Data.

**Right to lodge a complaint.** You also have the right to lodge a complaint with a supervisory authority, in particular in the EU Member State of your residence.

**Right to refuse or withdraw consent.** Please note that in case we ask for your consent to certain processing, you are free to refuse to give consent and you can withdraw your consent at any time without any adverse negative consequences. The lawfulness of any processing of your Personal Data that occurred prior to the withdrawal of your consent will not be affected.

**Right not to be subject to automatic decision-making, including profiling.**

If you have questions about exercising any of your rights or whether they apply to a particular processing activity, you may contact us at:

[dataprotection@eaton.com](mailto:dataprotection@eaton.com)

This Statement was last updated on December 20, 2019.