

# Privacy Statement

per August, 1st 2020

## General

Thank you for your interest in the website of attocube systems AG ("attocube"). attocube knows that the careful handling of your personal data and the associated protection of your privacy are very important to you. Therefore, attocube appreciates your trust in us to handle this information conscientiously. attocube takes data protection seriously and observes the relevant data protection legislation such as the EU's General Data Protection Regulation (GDPR), the German Data Protection Act (BDSG) and the German Telemedia Act (TMG). The aforementioned legislation ensure a high level of data protection and in this sense your personal data will be treated confidentially.

We want you to know about the information we collect online, why we collect it and how we process it. We have implemented technical and organizational measures to ensure that data protection regulations are observed both by us and external service providers.

## Information on data collection and use

With regard to the existing data protection regulations, attocube is the operator of this website and is responsible for the processing of your personal data in accordance with the relevant regulations of the GDPR. The contact details of the website operator can be found in the imprint of this website at [www.attocube.com](http://www.attocube.com).

attocube collects data on the basis of the information you provide to us. attocube regularly needs such data for the performance of its business operations, namely the manufacture, marketing and sale of drive and measurement technology for nanotechnology. Any personal data collected, for example, in connection with visits to trade fairs or business contacts, including emails, or through email addresses entered on the website, in the contact form or in relation to newsletters (e.g. name and postal or email address) is provided on a voluntary basis. Such data is processed pursuant to Art. 6(1) b GDPR to facilitate the performance of a contract, to enable us to take steps prior to entering into a contract or, to the extent permissible and desirable (assuming that consent has been given pursuant to Art. 6(1) a GDPR), for our own marketing purposes;

without your express consent, we will not disclose them to anyone else other than for the aforementioned purposes.

Authorized third parties with whom data is shared might be, for example, affiliated companies or service providers. Providing your personal data is not required by law. Its provision is only contractually required if you yourself become a contracting party; however, such data is regularly needed for the performance of business operations and for contract execution purposes, to enable us to communicate with you in the framework of contract initiation or contract performance and to ensure smooth processing.

We will only store your data for the period and the duration of the pre-contractual steps and/or the business relationship or, irrespective of this, for as long as you require information on our products. The data which is stored about you (usually your name, address and email address) will be erased as soon as the purpose for which it has been stored no longer applies and provided its erasure does not conflict with any statutory tax, archiving or other obligations. If such legal obligations exist, the data will be erased after the retention periods have expired.

attocube would like to point out that data transmission over the Internet (e.g. when communicating by e-mail), and especially unencrypted transmissions, may bear security risks. Complete protection against access by third parties cannot be guaranteed.

## Information, rectification, erasure, restriction of processing, data portability and withdrawal of consent

You have the right to request information regarding personal data stored by us about you at any time and at no cost, in particular about the origin and recipients of your data as well as the purpose for which it has been processed. This includes the right to demand the rectification, erasure, restriction of processing and portability of such data to the extent permitted by law. If you have given us your consent to collect and store data about you, you have the right to withdraw your consent to the stor-

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age of such data at any time. The data collection and storage remains lawful until the consent is withdrawn. If you have any questions in this respect, please write to the contact address in the website's legal notice at <https://www.attocube.com/en/imprint> or contact our data protection officer directly.

### Contact person for data protection

Transparency is of the greatest importance to us. If you have any questions about how we use your data or regarding the attocube Privacy Statement, feel free to contact Mr. Malte Schober, the data protection officer appointed by us, at the address given in the website's legal notice (<https://www.attocube.com/en/imprint>) alternatively, you can write an email to [datenschutzbeauftragter\(at\)attocube.com](mailto:datenschutzbeauftragter(at)attocube.com).

Our data protection officer is also your contact for all requests about information, objections, comments, or complaints regarding personal data.

### Right to lodge a complaint

Under Art. 77 GDPR, you as the data subject have the right to lodge a complaint with the supervisory authority if you consider that the processing of your personal data is unlawful. The responsible supervisory authority with regard to data protection issues is the state data protection officer for the federal state in which attocube is located. For a list of data protection officers and their contact details, follow this link: [https://www.bfdi.bund.de/DE/Inf/fothek/Anschriften\\_Links/anschriften\\_links-node.html](https://www.bfdi.bund.de/DE/Inf/fothek/Anschriften_Links/anschriften_links-node.html)

### Additional privacy statement for the website

#### Data collection and use

Some data is automatically collected by our IT systems when you visit the website. This includes primarily technical data (such as your browser, operating system or page views). Such data is automatically recorded whenever you access our website. We collect the data partly to

ensure the proper functionality of the website. Other data may be used to analyze how you use the website.

#### Analytics and third-party tools

When you visit our website, statistical analyses may be made of your browsing behavior. This happens primarily using cookies and analytics. The analysis of your browsing behavior is usually anonymous, in other words we will not be able to identify you from such data except by using certain analytics tools. You can object to these analyses or prevent them by not using the tools concerned. For more information, please see our Privacy Statement on the individual analytics and plugins. You can object to these analyses. We will inform you in this Privacy Statement about how to exercise your right of objection in this regard.

#### SSL or TLS encryption

This website uses SSL or TLS encryption for security reasons and to protect the transmission of confidential content, such as any inquiries which you send to us using the contact form. You can recognize an encrypted connection in your browser when the address changes from "http://" to "https://" and a locked padlock symbol is displayed in the address line. If SSL or TLS encryption is enabled, the data you transfer to us cannot be read by third parties.

#### Contact form

If you send us questions or inquiries using the contact form, we will collect the data entered in the form, including any contact details provided by you, to answer your question or inquiry as well as any follow-up questions.

Any data you enter in the contact form will be processed subject to your consent (Art. 6(1) a GDPR). You may withdraw your consent at any time. An informal email to this effect is sufficient. The withdrawal of consent does not affect the lawfulness of data processing based on consent before its withdrawal.

We will retain the data you provide in the contact form until you request its erasure or withdraw your consent to storage, or until the purpose for which it has been stored no longer applies (for example, after we have finished

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processing your inquiry). Any statutory provisions, for example regarding retention, shall remain unaffected.

### Cookies

We use cookies on our website. Cookies do not harm your computer and they do not contain any viruses. Cookies help make our website more user-friendly, efficient and secure. Cookies are small text files which are placed on your computer and stored in your browser.

Most of the cookies that we use are so-called "session cookies", which are automatically deleted at the end of the browser session. Other cookies remain stored on your device until you delete them explicitly; they enable us to recognize your browser the next time you visit the attocube website.

You can change your browser settings, so that you are informed about the use of cookies and can decide on a case-by-case basis whether to accept or reject a cookie. Alternatively, your browser can be configured to automatically accept cookies if certain conditions apply or to always reject them, or to automatically delete cookies when you close the application. Note: If you disable cookies, you may not be able to use the full functionality of this website.

Cookies which are necessary to allow electronic communications are stored pursuant to Art. 6(1) f GDPR. The website operator has a legitimate interest in the storage of cookies to ensure that the best possible service is provided free of technical errors.

### Server log files / data collection when visiting our website

The website provider automatically collects and stores information that your browser automatically transmits to us in so-called server log files. This information could be, for example, the browser type and version, your operating system, the referrer URL, the host name of the accessing computer and the time of the server request.

These data cannot be associated with a specific person and will not be combined with other data sources. attocube reserves the right to check these data at a later time

if there are specific grounds for assuming that they have been used illegally. The legal basis for data processing is Art. 6(1) b GDPR, which permits the processing of data for the purpose of performing a contract or in order to take steps prior to entering into a contract.

### Statistical evaluation of visits to this website - webtracker

We collect, process and store the following data when you access this website or individual files on the website: IP address, website from which the file was accessed, name of the file, date and time of access, amount of data transferred and report on the success of the access (so-called web log). We use this access data exclusively in non-personalised form for the continuous improvement of our Internet offer and for statistical purposes. We also use the following web trackers to evaluate visits to this website:

#### Matomo

Our website contains tracking code from Matomo (formerly Piwik), an open source web analysis tool (<https://matomo.org/>) for statistical analysis of visitor access. The web tracking is done by us alone without any personal reference. No data is transferred to third parties. We host Matomo ourselves. We collect, process and store only usage data about the use of our site, such as referrer links, the time spent on certain URLs, the clickstream and also data about your browser settings, such as the manufacturer of the browser and also its version, the screen resolution and the operating system used.

We may also collect and store parts of your IP address and information about the loading speed of our website. From this data we can only create anonymous user profiles and extract statistical information. We also use cookies within the framework of Matomo web tracking to distinguish recurring visitors to the site from first-time visitors. The data collected in this context will not be merged with other personal data that we may have without your separate consent.

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We store all web tracking data collected by Matomo for an indefinite period of time, as this data is only available to us in anonymized form.

The storage of cookies is based on Art. 6(1) f GDPR. The website operator has a legitimate interest in the anonymised analysis of user behaviour in order to optimize the website and advertising. The information generated by the cookies about the use of this website will not be passed on to third parties. You can prevent the storage of cookies by making the appropriate setting in your browser software. If you deactivate cookies, the functionality of this website may be limited and not all functions may be fully used.

### Google Analytics

This website uses functionalities of “Google Analytics”, a web analytics service provided by Google Inc., 1600 Amphitheatre Parkway, Mountain View, CA 94043, USA.

Google Analytics uses so-called “cookies”, which are text files placed on your computer, to help the website analyze how users use the site. The information generated by the cookies about your use of the website will generally be transmitted to and stored by Google on servers in the United States.

For more information on how Google Analytics processes user data, you can review the Google privacy policy by following this link: <https://support.google.com/analytics/answer/6004245?hl=de>

Google Analytics cookies are stored pursuant to Art. 6(1) f GDPR. The website operator has a legitimate interest in analyzing how you use the website, to enable the website to be further improved and to optimize advertising.

### Google Analytics browser plugin

You may refuse the use of cookies by selecting the appropriate settings on your browser; however, attocube would like to inform you that if you do this you may not be able to use the full functionality of this website. Furthermore, you can prohibit Google from collecting and analyzing the data generated by cookies about your use of the website (including your IP address) by downloading and installing

the browser plugin available

here: <https://tools.google.com/dlpage/gaoptout?hl=en>

### Objection to data collection by Google Analytics

You can prohibit Google Analytics from collecting data about you by going to <https://tools.google.com/dlpage/gaoptout/eula.html?hl=en> and disabling the add-on by clicking “Accept and Install”. An opt-out cookie is then placed on your computer to prevent any future collection of your data when you visit this website.

For more information on the terms of service and privacy policy, see <https://marketingplatform.google.com/about/analytics/terms/us/> and <https://policies.google.com/?hl=en/>. Please note that on this website Google Analytics is supplemented by “gat.\_anonymizeIp();” to ensure anonymized collection of IP addresses (so-called IP masking).

### Order processing with Google Analytics

attocube has signed an agreement with Google to handle order processing, and the strict requirements of the German data protection authorities are fully implemented when using Google Analytics.

### Google Analytics Demographics

This website has enabled Google Analytics Demographics, which enables the creation of reports on the age, sex and interests of visitors to our sites. This data comes from interest based advertising by Google as well as the visitor statistics of third-party providers. This data cannot be associated with a specific person. You can disable this feature at any time by adjusting the ads settings in your Google account or prohibit the collection of data about you by Google Analytics as described under “Objection to data collection by Google Analytics”.

### Google Maps

This website uses a “Google Maps” API provided by Google Inc., 1600 Amphitheatre Parkway, Mountain View, CA 94043, USA. To use Google Maps, we are required to store your IP address. This information will generally be



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transmitted to and stored by Google on servers in the United States. The operator of this website has no control over data which is transmitted in this way.

For more information on how Google processes user data, you can review the Google privacy policy by following this link: <https://policies.google.com/privacy?hl=en/>

### Google AdWords and Google Conversion Tracking

This website uses Google AdWords. AdWords is an online advertising program of Google Inc, 1600 Amphitheatre Parkway, Mountain View, CA 94043, United States ("Google").

As part of Google AdWords, we use what is known as conversion tracking. When you click on an ad placed by Google, a conversion tracking cookie is set. Cookies are small text files that the internet browser places on the user's computer. These cookies expire after 30 days and are not used to personally identify users. If the user visits certain pages of this website and the cookie has not expired, Google and we may recognize that the user clicked on the ad and was redirected to that page.

Each Google AdWords customer receives a different cookie. The cookies cannot be tracked through the websites of AdWords customers. The information collected through the conversion cookie is used to compile conversion statistics for AdWords customers who have opted in to conversion tracking. Customers are told the total number of users who clicked on their ad and were redirected to a page with a conversion tracking tag. However, they do not receive any information that can be used to personally identify users. If you do not want to participate in tracking, you can opt-out of this use by disabling the Google Conversion Tracking cookie on your web browser under User Preferences. You will then not be included in the conversion tracking statistics.

The storage of "conversion cookies" is based on Art. 6(1) f GDPR. The website operator has a legitimate interest in the analysis of user behaviour in order to optimize both his website and his advertising.

More information on Google AdWords and Google Conversion Tracking can be found in the Google data protection regulations:

<https://policies.google.com/privacy>

You can set your browser so that you are informed about the setting of cookies and allow cookies only in individual cases, exclude the acceptance of cookies for certain cases or generally, and activate the automatic deletion of cookies when closing the browser. If you deactivate cookies, the functionality of this website may be limited.

### YouTube

Our website uses plugins from the YouTube site operated by Google. The operator of the pages is YouTube, LLC, 901 Cherry Ave., San Bruno, CA 94066, USA.

When you visit one of our sites equipped with a YouTube plugin, a connection to the YouTube servers is established. This tells the YouTube server which of our pages you have visited.

If you are logged in to your YouTube account, you allow YouTube to associate your browsing behavior directly with your personal profile. You can prevent this by logging out of your YouTube account.

YouTube is used in the interest of an attractive presentation of our online offers. This represents a legitimate interest in the sense of Art. 6(1) f GDPR.

Further information on the handling of user data can be found in YouTube's privacy policy at

<https://policies.google.com/privacy>

### Social media

There are no social media functions on Facebook, XING and LinkedIn that are used on this website. There is merely a link.

Information on the respective privacy policies of the social media mentioned can be found at

<https://de-de.facebook.com/policy.php>

[https://www.xing.com/app/share?op=data\\_protection](https://www.xing.com/app/share?op=data_protection)

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<https://www.linkedin.com/legal/privacy-policy>

### Newsletter and Act-On

Should you wish to subscribe to the newsletter which is offered on this website, we will need your email address as well as information allowing us to verify that you are the holder of the email address provided to us and that you have agreed to receive the newsletter (double opt-in procedure). Any other data is not collected or only on a voluntary basis. We use this data exclusively for the purpose of sending you the requested information via the service provider commissioned by us and based in the USA.

This website uses Act-On to send newsletters. The provider is Act-On Software, Inc. 121 SW Morrison Street, Suite 1600, Portland, Oregon 97204 U.S.A. Act-On is a service with which the sending of newsletters can be organized and analyzed. The data entered by you for the purpose of receiving the newsletter (e.g. email address) is generally stored on Act-On's servers in the European Economic Area. We have concluded a contract with Act-On in which Act-On is obliged to protect the data of our customers and not to pass them on to third parties without authorisation. In individual cases, data processing operations may take place in the USA. If any data transfer to the USA takes place at all, it is carried out in accordance with the relevant regulations of the GDPR and the conclusion of EU standard contract clauses, order processing and appropriate data protection guarantees.

Our newsletters sent with Act-On enable us to organize the sending of newsletters and to analyze the behavior of the newsletter recipients. Among other things, it is possible to analyse how many recipients opened the newsletter message and how often which link in the newsletter was clicked on. With the help of so-called conversion tracking, it can also be analysed whether a previously defined action (e.g. purchase of a product on our website) was carried out after clicking on the link in the newsletter. We can also see whether a newsletter message was opened and which links were clicked on, if applicable. In this way we can determine, among other things, which links were clicked on particularly often. Act-On also allows

us to divide the newsletter recipients into different categories (e.g. place of residence). In this way, the newsletters can be better adapted to the respective target groups.

Further information on data analysis by Act-On newsletters can be found at: <https://act-on.com/product/> and <https://act-on.com/product/features/analytics-reporting/>.

The data processing is based on your consent (Art. 6(1) a GDPR). You can revoke this consent at any time by unsubscribing from the newsletter. The legality of the data processing operations already carried out remains unaffected by the revocation.

If you do not want to receive an analysis by Act-On, you must unsubscribe from the newsletter. For this purpose we provide a link in every newsletter message. Furthermore, you can also unsubscribe from the newsletter directly on the website.

You can find more information about Act-On's privacy policy at <https://act-on.com/privacy-policy/#privacy-en>.

The data you provide us with for the purpose of subscribing to the newsletter will be stored by us until you unsubscribe from the newsletter and will be deleted from our servers as well as from the servers of Act-On after you unsubscribe from the newsletter. Data that has been stored for other purposes remains unaffected.

### Objection to email advertising

We hereby expressly object to the use of contact information provided on this website for the purpose of communicating any advertising or other information material, including spam emails, not explicitly requested by us. We reserve the right to take legal action against anyone violating this provision.

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**Vorsitzender des Aufsichtsrats**

Dr. Dirk Haft

**Vorstand**

Peter Kraemer (CEO), Dr. Martin Zech (CTO)

**Sitz der Aktiengesellschaft**

Haar

**Registergericht**

Amtsgericht München HRB 138094

**Bankverbindung**

Stadtsparkasse München

Swift: SSKMDEMM

IBAN: DE42 701 500 000 901 245 522

**Adresse**

attocube systems

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