

Endologix Privacy Policy

UPDATED: April 1, 2025

Endologix LLC and its subsidiaries and affiliates (collectively, "Endologix", "us", "we" or "our") take your privacy seriously and are committed to protecting your rights.

SCOPE OF THIS PRIVACY POLICY

This Privacy Policy describes how we collect and handle information about you (your "Personal Information") obtained in connection with the activities described below, including:

- Through this website, and all web sites, features, or online services that are owned or controlled by Endologix and that post a link to this Privacy Policy (collectively, the "Sites"), whether accessed via computer, mobile device, or otherwise;
- In a business context to provide physicians and hospitals with our products (our "Service"); and
- When you participate in our events or receive our marketing communications.

This Privacy Policy does not apply to:

- Personal Information (including Sensitive Personal Information) we collect from our employees, or applicants for employment. A separate Notice at Collection applies to Personal Information and Sensitive Personal Information collected from job applicants who submit information using the Site.
- Any linked websites, which are provided solely for your convenience. Some of those websites may be operated by Endologix, and some may be operated by third parties. We do not review, control, or monitor the privacy practices of websites not controlled by Endologix, and we are not responsible for such websites, or the privacy policies applicable to those websites.
- When you have been notified that an alternative notice applies (for example, on other Endologix websites or in connection with your participation in a clinical study).

Depending on your relationship with Endologix, additional privacy notices may apply to you and your Personal Information.

Please read this Privacy Policy carefully. If you are located outside the European Economic Area ("EEA") or the United Kingdom ("UK"), by accessing or using this website, you agree to this Privacy Policy. If you are in the EEA or the UK, this Privacy Policy is provided for informational purposes only.

INFORMATION PRACTICES

This section describes our practices, including categories of Personal Information that we have collected in the preceding twelve (12) months (and where required by applicable law, prior to that period) and which we may collect in the future, the sources from which we collect Personal Information, the purposes for which we collect Personal Information, and how we use and retain Personal Information (including disclosures of Personal Information made for a business purpose during the preceding twelve (12) months and where required by applicable law, prior to that period) and which we may disclose in the future, and whether we share Personal Information with third parties). We do not control third parties' tracking

technologies or how they may be used. If you have any questions about an advertisement or other targeted content, you should contact the responsible provider directly.

Personal Information

Personal Information is defined as any information that identifies or relates to a natural person or household (“Data Subject” or “Individual”) or is reasonably capable of being associated with a particular person or household. An identifiable natural person is one who can be identified, directly or indirectly, in particular by reference to an identifier such as a name, an identification number, location data, an online identifier or to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of that natural person.

Requirement to Provide Personal Information

You may be asked to provide some of the Personal Information referred to in this Privacy Policy for one or more of the purposes described below. If you fail to provide this Personal Information when requested, and the information is necessary for Endologix to comply with its legal or contractual obligations under applicable law, we may not be able to meet the obligations placed on us. In all other cases, the provision of your Personal Information is voluntary.

Types of Personal Information about Individuals Collected Through the Sites and How We Use It

Information You Provide to Us via Web Forms

As an end user of the Sites, when you interact with us via the “Contact Us” web forms, you may choose to provide us with certain Personal Information, such as:

- Identifiers, such as your name, street address, email address; and
- geolocation data, such as your country of residence, or postal code.

You may provide other Personal Information as part of your web submissions to Endologix, but we expect that you will limit the Personal Information you provide to only that which is necessary and associated with the nature of your inquiry. You should not share, through the Sites, any Sensitive Personal Information (such as medical or health conditions, biometric data, social security number, etc.).

Uses of Personal Information You Provide to Us

We offer you a means to communicate with Endologix through the Sites to respond to the questions and requests you may have and provide you with information about Endologix and our products. We use information that we collect about you, or that you provide to us (including any Personal Information), to provide you with information that you request from us, to establish and manage your account, to notify you about changes to the Sites or products or services we offer, to fulfill any other purpose for which you provide it, for any other purpose with your consent, or where such use is otherwise in our legitimate interests. Your inquiries may be fielded by our local Endologix offices and/or handled by our corporate headquarters in the United States. We may disclose Personal Information that we collect, or you provide, to our subsidiaries and affiliates, to contractors, service providers, and other third parties we use to support our business, to a buyer or other successor in the event of a merger, divestiture, restructuring, reorganization, dissolution, or other sale or transfer of some or all of Endologix’s assets, whether as a going concern or as part of bankruptcy, liquidation, or similar proceeding, in which Personal Information held by Endologix about Site users is among the assets transferred. We may also disclose your

Personal Information to comply with any court order or other legal obligation, to cooperate with law enforcement authorities, or where such disclosure is otherwise in our legitimate interests. We collect and retain copies of your communications with Endologix if you contact us through the Sites, including to report a problem with any of the Sites.

Other Information We Collect Automatically When You Access or Use the Sites: Tracking

We collect information about users of the Sites, such as your internet connection, domain name from which you access the internet, the Internet Protocol address “IP address” of the device you are using, searches you perform on the Sites, and pages you have visited, as you navigate the Sites. We also may use these technologies to collect information about your online activities over time and across third-party websites or other online services (behavioral tracking). For information about cookies and similar other technologies, what they do, how to disable the non-necessary ones and how we respond to web browser signals and other mechanisms that enable consumers to exercise choice about behavioral tracking, please refer to our full Cookie Policy at <https://endologix.com/legal-information/?tab=cookie>.

Certain information, like aggregated information or high-level location information, such as the operating system, browser language, country, and usage details during the user session (such as dates/times of visits to the Sites), is treated as non-Personal Information unless applicable law requires otherwise. We may collect this information automatically as you navigate through the Sites. We may use or disclose such information for any reasonable business purpose. For instance, we may compile and share aggregate data about the geographic locations of our end users, provided that this information does not, by itself, personally identify any of these users. We also may use this information to undertake internal research for technological development or demonstration, to improve our Sites, including by auditing and troubleshooting the Sites, and to detect and prevent against threats to the security of the Sites.

No Online Collection of Information from Minors

The Sites are not intended for children, and we do not knowingly collect Personal Information from anyone younger than age eighteen (18) on the Sites. If you are under age eighteen (18), do not use or provide any information on the Sites. If Endologix discovers that it has inadvertently collected Personal Information from anyone younger than the age of eighteen (18) on the Sites, it will delete that Information after receiving verifiable parental consent. If you believe that we might have any information from or about a person under the age of eighteen (18), please contact us at (949) 598-4799 or toll-free at 1-800-677-1879.

Types of Personal Information about Businesses Collected for Our Service and How We Use It

To provide our Service, Endologix may need your business contact information and firmographic details about you. We may use this Personal Information to verify the identity of those with whom we are doing business, or considering a business relationship, and to perform our obligations under that relationship, to operate and improve the Service, execute your transactions, communicate with you or your employer about the Service, including by sending announcements, updates, and support and administrative messages, provide support for the Service, and respond to your requests, questions, and feedback. We may also use business contact information and firmographic details for business administration, such as training, compliance, auditing, and similar internal functions, and where such use is otherwise in our legitimate interests.

Types of Personal Information Collected Through Events and Marketing and How We Use It

To host and engage you through Endologix events and conferences, or to run direct marketing communications, Endologix may gather and use your business contact information and related firmographic details, including, where required by applicable law, with your consent.

Types of Personal Information Collected Through Surveys and How We Use It

From time to time, we may invite you to participate in an Endologix survey to gather your feedback to help us determine customer satisfaction levels, identify areas of potential improvement or to carry out market research. To the extent possible, we will gather your feedback in an anonymous manner. In some cases, however, the survey may gather identifiable respondent information. In such instances, the types of the Personal Information we obtain or process about you includes:

- Identification/contact information, such as your name, email address, phone number.
- Professional details (if you are a business customer), such as your employer's details, specialty, professional experience, professional qualifications.
- Opinions, views, or information you choose to provide us as part of your survey responses. If you're a patient, this may include your age and information about your health, such as your medical condition, type of Endologix product/services you are treated with, details of the medical procedure you underwent as a patient.
- Where applicable, information collected by automated means (including cookies), such as your IP address, and survey metadata (e.g., the language you take the survey in, duration of your survey response, last date the survey was started).

We will use your Personal Information to conduct the survey, including to send it to you, allow you to submit your survey responses, prevent survey fraud, analyze the survey results, improve or develop our products and services, where such use is otherwise in our legitimate interests, and with your consent where required by applicable law.

Types of Personal Information Collected in Connection with Post-Market Surveillance and Health Vigilance Activities and How We Use It

As a manufacturer of medical devices, we are subject to regulatory obligations when we place (or make available or put into service) our products on the market. Compliance with those obligations requires us to process Personal Information. The types of Personal Information we obtain or process as a manufacturer of medical devices, which may be obtained from your interactions with or submissions to our site, your account, your medical device's registration or telemetry data, or from your healthcare provider(s), as well as from information you communicate to us or post on a public forum, include:

- Data allowing the identification of the patient or person exposed to an adverse health event, such as age, year or date of birth, gender, weight, height, and identification number.
- Data relating to the identification of the product concerned, such as the type of product used, serial number, and implant date.
- Other information necessary for the assessment of an undesirable health event, such as professional life, health data, therapy data, consumption of tobacco, alcohol, or drugs, and life habit and behavior.

- Contact details of the person who made a complaint or notified us of an adverse health event, or of any health professional likely to provide details.

We use this Personal Information to conduct health vigilance related activities, including managing adverse health events and handling product complaints. We'll do so to ensure compliance with our legal obligations and with high standards of quality and safety of healthcare and medical devices, as well as where such use is necessary for reasons of public interest, for the provision or management of health care or treatment, for scientific research purposes, where such Personal Information has been made public by the patient or person concerned, and to establish, exercise or defend legal claims.

Types of Personal Information We Collect in Connection with Clinical Studies and How We Use It

If you are a participant in a clinical study, this privacy policy does not govern the Personal Information we collect about you. You will be provided with separate disclosures in connection with your participation in the clinical study.

If you are a healthcare professional involved in our clinical research activities, the types of Personal Information we obtain or process about you include:

- Identification data, such as name, gender, professional contact details, bank details.
- Training and qualifications.
- Other relevant details of professional life (e.g., professional curriculum).
- If applicable, identification number in the directory of health professionals.
- Amount of compensation and remuneration received.
- Collaboration in research activities.
- History of access, and connection to the medical data of participants in the research activities, where relevant.

We use your Personal Information to enter into and perform a contract with you, to carry out research activities in the public interest, including to generate evidence to submit to health regulatory authorities in order to comply with our medical device manufacturer's obligations, to assess the safety, performance and quality of our medical devices, to develop and improve the safety and performance of these medical devices aiming at enhancing and improving healthcare, and otherwise where such use is in our legitimate interests. We will use your Personal Information based on your consent or as required by applicable law in conducting research activities, for scientific research, or to ensure high standards of quality and safety of our products and services.

Types of Information We Collect When You Visit Us and How We Use It

You may visit our locations in order to interact with our personnel, to provide services or perform certain tasks. If you visit Endologix locations, the types of Personal Information we obtain or process about you include:

- Your contact information and visit details, such as your name, signature and arrival/departure time and date, to enable you to access our premises and provide you with a badge as applicable.

- Video recordings of you if we operate closed-circuit television (CCTV) systems in the location you visit.

We will use this information for security and safety reasons, including ensuring the security of Endologix personnel, property and assets, complying with our internal security policies and with legal obligations to which we are subject, and where such use is otherwise in our legitimate interests.

Direct Marketing Communications

When we communicate with you directly to promote our product and service offerings (e.g., by email or phone), we will use your Personal Information to do so. The types of Personal Information we obtain or process about you to send you such communications include:

- Information you have shared directly with us (e.g., when you complete a form to sign up for such communications), such as your name, email address and/or phone number, age, and status as a patient or caregiver, or — if you are a business customer, your professional details.
- Information that we have obtained through our interactions with you, such as expressions of interest you have made to our sales representatives.
- Publicly available information about you (e.g., from the public website of the medical institution where you work).
- Metadata collected from cookies or similar technologies, including to understand how you have interacted with our website and whether you have opened or clicked on the content in the emails that we have sent you. For more information on how we use cookies, and your choices in that regard, see our [cookie policy](#).

We use your Personal Information to tailor our communications to your specific interests and preferred method of communication, to avoid sending you communications that are not of interest or for which you have not consented, and to follow up with you on the subjects that appear to be most relevant and useful for you. To this end, we may organize the data we obtain into interest-based groups.

We will ask you to “opt-in” or consent to the use of your Personal Information for the purposes of such communications where required by applicable laws. You can decide at any time to stop such communications by using the opt-out procedure provided in the relevant message (e.g., clicking the unsubscribe link in our promotional emails), or alternatively by contacting us as specified in the “How to Contact Us” section below.

Please note that if you choose to no longer receive promotional messages from us, we may still continue to send you relevant information for other lawful purposes, such as to administer any account or contract you may have with us, send you communications of an operational nature (e.g., planned outage or updates), respond to your requests and as required by law (e.g., in case of a product recall).

Secondary Uses of Personal Information

With the authorization of your medical institution, the Personal Information obtained as part of the services provided to your medical institution may be further used to support and improve those services, including to improve and develop Endologix products and services, to conduct

benchmarking, business analytics or market research, to train and educate Endologix personnel or healthcare professionals, to support regulatory filings and the reimbursement of Endologix products and services, where such use is otherwise in our legitimate interests, and with your consent where required by applicable law.

Sensitive Personal Information; Consumer Health Data

Please note that some of the Personal Information we collect may be considered Sensitive Personal Information, the definition of which may vary by state and/or applicable law, but generally includes Personal Information that is not publicly available and that would identify a person's social security number, driver's license number, state identification card, passport number, account login credentials, financial data, genetic data, precise geolocation, membership in a protected group (race, ethnicity, citizenship, immigration status, religion, or union membership), private communications, or information concerning a person's health or sexual activity. For the purposes of applicable law in the EEA and the UK, Sensitive Personal Information is Personal Information that reveals an individual's racial or ethnic origin, political opinions, religious or philosophical beliefs, or trade union membership, as well as health, biometric and genetic data, and data concerning an individual's sex life or sexual orientation. The Sensitive Personal Information we may collect depending on how you use our products or services includes health information, racial or ethnic origin, and information about sexual orientation or gender identity.

We may collect Sensitive Personal Information, including consumer health data, in the following ways:

Adverse Event/Product Information: You may submit or make publicly available your own Sensitive Personal Information and/or Sensitive Personal Information of someone else if you report an adverse event, complaint, or other concern related to one of our products or services. Federal regulations and other applicable law may require us to collect identifiable information as necessary to file reports with the U.S. Food and Drug Administration and other regulatory authorities regarding the safety of our products, and we may ask you to provide further information to enable us to comply with such laws.

Other Information: We may collect other information that you voluntarily send to us (including with your consent where required by applicable law) or where we receive such Sensitive Personal Information from third parties.

If you are a medical professional and you disclose Sensitive Personal Information or protected health information of a patient to us related to an adverse event, product complaint, or otherwise, you are solely responsible for ensuring that all consents and/or authorizations are obtained from such patient or such patient's legal representative if required by applicable law.

We may use your Sensitive Personal Information, including your consumer health data, in the following ways and in each case to the extent required or permitted by applicable law:

- To address safety and quality concerns related to our investigational and marketed products and services, to submit safety and quality reports to government authorities related to such products and services, and for reasons of substantial public interest.

- To enable medical diagnosis, for the provision of healthcare or treatment and the management of healthcare systems and services, and for scientific and medical research purposes.
- To monitor, improve, and administer our Sites.
- To create de-identified and aggregate data that may be used in research in accordance with applicable laws.
- To provide you with information about our products, services, and educational and promotional programs, to manage your accounts and keep your information up to date, to send you promotional and educational materials, to support, manage, and make you aware of educational events, conferences, speaker programs and other events.
- To comply with our legal requirements.
- Where you have made the data manifestly public.
- To protect your vital interests where you are physically or legally incapable of giving consent.
- To detect, prevent, and respond to fraud, intellectual property infringement or theft, violations of our Terms of Use, violations of law, or other misuse of our websites.
- To establish, exercise or defend legal claims.
- To validate your identity.
- To inform you of significant changes to this Privacy Policy.
- For other purposes described in this Privacy Policy or otherwise disclosed to you prior to collection.

To the extent required or permitted by applicable law, we may disclose your Sensitive Personal Information, including your consumer health data, to third parties to achieve the purposes and uses listed above when reasonably necessary to complete a transaction or provide to you our Services. We may share or disclose your Sensitive Personal Information as described in more detail in the Transfers of Personal Information to Third Parties section below, including under the following specific circumstances, in accordance with applicable data protection laws:

- When we have your permission to do so.
- With our affiliates (e.g., subsidiaries of, parent companies of, and companies which share common ownership with one another), provided that such affiliates would be subject to the same or similar restrictions and obligations set forth in this Privacy Policy.
- With our service providers, including technology, internet, and related service providers, advertising agencies and other content providers and vendors that provide analytics and research services, provided that such service providers would be subject to the same or similar restrictions and obligations as set forth in this Privacy Policy.
- With our alliance partners, such as other pharmaceutical and medical device companies with whom we have a co-promotional or other cooperative relationship, provided that such

partners would be subject to the same or similar restrictions and obligations set forth in this Privacy Policy.

- When it is reasonably necessary for our legitimate interests in conducting corporate transactions, such as in the event of a merger, or potential merger, acquisition, or other sale or transfer of Endologix or any Endologix entity or business asset of Endologix, provided that such transaction counterparty would be subject to the same or similar restrictions and obligations set forth in this Privacy Policy.
- To exercise and protect our legal rights or the rights of our personnel and representatives, and to investigate, prevent, or respond to suspected illicit activities, including fraud and threats of harm to individuals or property.
- Where we are otherwise permitted or required to do so by applicable law.

When we share Sensitive Personal Information with third-party service providers, we undertake commercially reasonable measures to ensure they safeguard Sensitive Personal Information that they process on our behalf and respect the privacy of such information in a manner substantially in accordance with the limits on use and sharing as set forth in this Privacy Policy.

Endologix will also use your Sensitive Personal Information when necessary to comply with applicable law, respond to legitimate requests from government authorities, including authorities that may be outside of your country of residence, and if necessary, to protect the safety of our employees and other stakeholders.

Endologix does not sell, lease, or rent your Sensitive Personal Information, as those terms are traditionally understood. However, we may share your consumer health data with our advertising and analytics partners, with your permission and as required by law.

PRIVACY PRACTICES

Lawful, Fair, and Transparent Collection and Processing

The Personal Information we collect and process as an organization is done lawfully, fairly, and in a transparent manner in accordance with applicable legal and regulatory obligations. Our grounds for collecting and processing Personal Information may be based on obtaining consent, carrying out our responsibilities to uphold terms in a contract, compliance requirements, and other conditions and legitimate interests.

When we collect Personal Information from individuals, we strive to inform those individuals of what the collection involves and their rights, via privacy policies and notices.

Our methods of consent and our privacy notices are presented in a fashion that is intelligible, easily accessible, in clear and plain language, and clearly distinguishable from the other matters. We offer consent only in circumstances where it is freely given.

Privacy by Design and by Default

Data protection is a significant consideration in all that we do at Endologix. We design and implement processes and technologies that allow us to collect Personal Information that is adequate, relevant, and limited to what is necessary for the related purposes of processing. We try to collect only necessary data and prevent the intake of irrelevant data. The Personal Information we collect and need to support our workforce and run the business is

not further processed in a manner that is incompatible with the specified, explicit, and legitimate original purposes of collection. To us, data protection must be the default whenever we handle Personal Information and not just an optional privilege for Individuals.

Security

We employ a number of technical, organizational, and physical safeguards designed to protect the Personal Information we collect from accidental loss and unauthorized access, use, alteration, and disclosure. However, security risk is inherent in all internet and information technologies, and we cannot guarantee the security of your Personal Information. Any transmission of Personal Information is at your own risk.

No Sales of Personal Information

In the preceding twelve (12) months, Endologix has not sold Personal Information for payment. However, as with many online companies, Endologix partners with third parties to manage our advertising on other platforms. For that purpose, we may disclose limited Personal Information to third parties for our cross-context behavioral and targeted advertising purposes and this activity may fall under broader concepts of “selling” and/or “sharing” under certain state laws. See the section above entitled Other Information We Collect Automatically When You Access or Use the Sites; Tracking for more information.

Transfers of Personal Information to Third Parties

We may share your Personal Information with certain categories of third parties, including:

- **Our affiliates:** including Endologix parent or subsidiary organizations.
- **Business partners:** We may share Personal Information with external organizations with which we have partnered (such as research partners and as part of co-branding initiatives).
- **Service providers:** Third party service providers who work on behalf of Endologix and help us operate the Service or our business (such as IT, internet service providers, hosting, customer relationship management and support, data management, email delivery, marketing, web services, and event management services, among others).
- **Healthcare providers and regulators:** As described above, we may disclose Personal Information to your physician to coordinate or manage your healthcare and related services. This may also include other healthcare provider(s) who, at your request, become involved with the management of your care, online account, or related services. Endologix may also disclose your Personal Information to health oversight agencies such as government regulators to support with audits, investigations, and inspections.
- **Specialists and professional advisors:** We may need to share Personal Information with professional advisors, such as lawyers, auditors, insurers, consultants, payment service providers, and benchmarking agencies where necessary in the course of the professional services that they render to us.
- **Parties to a corporate transaction:** We may share your Personal Information as necessary with parties to a potential, pending, or in process corporate transaction, such as if we sell or transfer all or a portion of our business or assets, or if we undergo a merger, acquisition, joint venture, reorganization, divestiture, dissolution, or liquidation.

- **For legal and other related interests:** We may also need to share Personal Information with law enforcement, government authorities, and private parties, as we believe in good faith to be necessary or appropriate in order to comply with law, make disclosures required or allowed by law to regulatory authorities or for public health purposes, including reporting complaints and quality issues to medical device regulators, as needed to protect our own or other vital interests, including the safety of life and property, and for investigating illegal or malicious activities, and as needed to exercise or defend legal claims.
- **Others, with your consent:** With your consent, we may share your Personal Information with other parties you choose, such as your caregivers.

International Transfers of Personal Information

Personal Information, including Personal Information collected in or subject to the laws of the EEA, the UK or Switzerland, may be transferred, stored and processed by us and our services providers, partners and affiliates in the United States and potentially other countries whose data protection laws and regulations may be different from the laws of your country. Where Personal Information is transferred to another country, we conduct such transfers in accordance with applicable law, including by taking administrative and technical measures to ensure adequate safeguards and protections are applied. In cases where Personal Information is transmitted to other countries, we ensure that such transfers meet the requirements of applicable data protection laws. Please contact us as specified in the “How to Contact Us” section below if you have any questions about these requirements.

RETENTION OF PERSONAL INFORMATION

We keep your Personal Information only for as long as it is warranted to adhere to our terms, conditions, and commitments to you, carry out legitimate interests of the business, and comply with legal or regulatory requirements, and as is consistent with this Privacy Policy. When Personal Information is expired or is no longer needed and does not have to be retained, we may return, delete, destroy, or anonymize it, depending on what method is systematically and procedurally possible, most secure, and what our related retention commitments are.

IMPORTANT NOTICE FOR CALIFORNIA RESIDENTS: EXERCISING YOUR CONSUMER RIGHTS

This section describes the rights of California residents in respect to their Personal Information or Sensitive Personal Information. For purposes of this section, “Personal Information” and “Sensitive Personal Information” have the meanings given in California Assembly Bill 375 (the California Consumer Privacy Act of 2018, as amended by the California Privacy Rights Act of 2020, and including its implementing regulations, or collectively the “CCPA”) but does not include information exempted from the scope of the CCPA.

Categories of Personal Information We Collect: Please see the “Information Practices” section above for details regarding the types of Personal Information we collect.

Business or Commercial Purposes for Which We May Use Your Personal Information: Please see the “Information Practices” section above for details regarding the business or commercial purposes for which we may use your Personal Information.

Parties to Whom Personal Information May Be Disclosed: Please see the “Transfers of Personal Information to Third Parties” section above for details regarding the types of parties to whom your information may be disclosed for a business or commercial purpose.

Sensitive Personal Information: We do not use or disclose your Sensitive Personal Information for purposes other than specified in the “Sensitive Personal Information/Consumer Health Data” section above, and we do not sell or share your sensitive personal information as those terms are defined by CCPA.

Your California Privacy Rights

The CCPA provides California residents with rights to receive certain disclosures regarding the collection, use, and disclosure of personal information and sensitive personal information. These disclosures are provided above.

If you are a California resident, you also have the rights listed below in relation to your Personal Information. However, these rights are subject to certain exceptions, and in certain cases we may decline your request as permitted by law.

- Information (Right-to-Know). You can request that Endologix disclose to you the following information about whether we collected, sold, shared, or used your Personal Information during the past twelve (12) months:
 - Specific pieces of Personal Information that we have collected (data portability).
 - Categories of sources from which we collected Personal Information.
 - Business or commercial purpose for collecting and/or selling Personal Information.
 - Categories of third parties with whom we share Personal Information.
 - Whether we have disclosed your Personal Information for a business purpose, and if so, the categories of Personal Information received by each category of third-party recipient.
 - Whether we have sold your Personal Information, and if so, the categories of Personal Information received by each category of third-party recipient.
- Access. You can request that Endologix provide you a copy of the Personal Information that we have collected about you during the past twelve (12) months.
- Review/Correction. You can ask Endologix to correct inaccurate Personal Information.
- Deletion. You can ask Endologix to delete the Personal Information that we have collected from you.
- Right to opt out of sale and/or sharing. You have the right to opt-out of the sale and/or sharing of your Personal Information. As discussed, we “share” certain identifiers and electronic network activity with our advertising partners so our advertising partners can show ads that are targeted to your interests on other platforms. Please refer to our [cookie policy](#) for more information. We do not knowingly “sell” or “share” Personal Information about consumers under the age of sixteen (16).
- Limitations of Sensitive Personal Information. You can instruct Endologix that, to the extent it has collected Sensitive Personal Information, it limit the use and disclosure of Sensitive Personal Information to specifically permitted purposes.

- **Nondiscrimination.** You are entitled to exercise the rights described above free from discrimination in the form of legally prohibited increases in the price or decreases in the quality of our Service.

How to Exercise Your Rights

You may exercise your California privacy rights described above as follows:

- Submit a request through Endologix’s online request form found at <https://endologix.com/about-us/contact-us/>.
- Call us at (949) 598-4799 or toll-free at 1-800-677-1879.
- Email us at privacy@endologix.com.
- To exercise your right to opt-out of sale or sharing of your Personal Information under the CCPA, please click the “Do Not Sell or Share my Personal Information” link provided in the cookie policy on the website on which this Privacy Policy is posted here, use our cookie preferences tool to disable ad trackers on our website, or contact us by phone or email as indicated above. Additionally, we make reasonable efforts to honor opt-out preference signals that are set at the device- or browser-level to communicate a consumer’s choice to opt-out of the sale or sharing of Personal Information, provided such signals meet the requirements of the CCPA. Note that if we are not selling or sharing your Personal Information, we will not provide an opt out link on our Sites.

We reserve the right to confirm your California residency to process your requests and will need to confirm your identity to process your requests to exercise your information, access or deletion rights. As a part of this process, government identification may be required. Consistent with California law, you may designate an authorized agent to make a request on your behalf. In order to designate an authorized agent to make a request on your behalf, you must provide a valid power of attorney, the requester’s valid government-issued identification, and the authorized agent’s valid government issued identification. We cannot process your request if you do not provide us with sufficient detail to allow us to understand and respond to it.

We may not be required to fulfill your requests related to the rights described above in certain circumstances. These include, for example, instances where we must retain data that is necessary to comply with legal obligations including those pertaining to the quality, safety, or effectiveness of a product or activity regulated by the Food and Drug Administration (FDA), complete a transaction, detect security incidents, or for certain other internal purposes. Additionally, we may not be required to fulfill your request if we are unable to verify your identity. We are not required to provide information in response to a request to know for a particular consumer more than twice in any twelve-month period.

IMPORTANT INFORMATION FOR RESIDENTS OF OTHER STATES

Residents of some other states, including Connecticut, Nevada, and Washington, may have additional rights. This section is intended to comply with these laws by supplementing the information provided elsewhere in the Privacy Policy.

For example, Nevada and Washington residents have the following rights in relation to their consumer health data, subject to certain exceptions:

- **The right to know** what categories of consumer health data we collect, share, or sell. You also have the right to obtain a list of all third parties and affiliates with whom we have shared or sold your consumer health data, and an active email address or other mechanism that you may use to contact these third parties. If you are a Washington resident or otherwise subject to Washington law, you also have the right to access your consumer health data that we collect, share, or sell.
- **The right to have us, as well as our affiliates, service providers, and contractors, delete** the consumer health data we have about you.
- **The right to withdraw consent** related to your consumer health data where we rely upon consent to collect, use, or share your consumer health data.
- **The right not to receive discriminatory treatment** for the exercise of the privacy rights described above.

Connecticut residents have the following rights in relation to your consumer health data, subject to certain exceptions:

- **The right to know** what consumer health data we collect, use, disclose, and/or sell or share as those terms are defined under applicable law. You may ask us to provide you a portable copy of this information up to two times in a rolling twelve-month period. You also have the right to access your consumer health data that we collect, share, or sell.
- **The right to have us, as well as our affiliates, service providers, and contractors, delete** the consumer health data we have about you.
- **The right to opt-out** of targeted advertising, the sale of your consumer health data, and profiling decisions that could produce legal or similarly significant effects concerning the consumer. You may designate an authorized agent to exercise your opt-out right.
- **The right to have us correct inaccurate** consumer health data.
- **The right not to receive discriminatory treatment** for the exercise of the privacy rights described above.
- **Rights concerning sensitive personal data.** We cannot process your consumer health data, or use your consumer health data for certain purposes without your affirmative consent.

How to appeal decisions about your rights.

- Connecticut. If you are a Connecticut resident and your request is denied, you may appeal our decision and we will provide the steps to appeal as part of responding to your request. Within sixty (60) days of receipt of an appeal, we will inform you in writing of any action taken or not taken, including an explanation of our reasons in reaching the decision. If the appeal is denied, you may submit a complaint with the Connecticut Attorney General at <https://www.dir.ct.gov/ag/complaint/>.
- Nevada. If you are a Nevada resident and your request is denied, you may appeal our decision, and we will provide the steps to appeal as part of responding to your request. Within forty-five (45) days of receipt of an appeal, we will inform you in writing of any action taken or not taken, including an explanation of our reasons in reaching the decision.

If your appeal is not successful, you may submit a complaint with the Nevada Attorney General at https://ag.nv.gov/Complaints/File_Complaint/.

- Washington. If you are a Washington resident or located in Washington and your request is denied, you may appeal our decision, and we will provide the steps to appeal as part of responding to your request. Within forty-five (45) days of receipt of an appeal, we will inform you in writing of any action taken or not taken, including an explanation of our reasons in reaching the decision. If your appeal is not successful, you may submit a complaint with the Washington State Attorney General at <https://www.atg.wa.gov/file-complaint>

The scope of these rights may vary by state. To exercise any of these rights, please contact us at (949) 598-4799 or toll-free at 1-800-677-1879 or by emailing us at privacy@endologix.com. We reserve the right to confirm your state residency to process your requests and will need to confirm your identity to process your requests to exercise your information, access, or deletion rights. As a part of this process, government identification may be required. To the extent as may be required by law, you may have the right to designate an authorized agent to make a request on your behalf. We can only respond to your request if it is verifiable.

IMPORTANT NOTICE FOR EUROPEAN USERS: EXERCISING YOUR RIGHTS

This section describes the rights of individuals located in the EEA and the UK, and individuals located outside of the EEA and the UK but whose processing of Personal Data and/or Sensitive Personal Data by Endologix is subject to the General Data Protection Regulation (EU) 2016/679 (“GDPR”) and/or the UK Data Protection Act and the GDPR as it forms part of the laws of England, Wales, Scotland and Northern Ireland (“UK GDPR”). For purposes of this section, “Personal Data” and “Sensitive Personal Data” have the meanings given in the GDPR and the UK GDPR.

Such individuals are entitled to ask Endologix:

- For **access to and a copy** of your Personal Data and Sensitive Personal Data.
- To **correct, delete or restrict** the processing of your Personal Data and Sensitive Personal Data.
- To **obtain** the Personal Data and Sensitive Personal Data you have provided to us in a structured, machine-readable format and ask us to share this data with other organizations.
- To **object** to the use of your Personal Data and Sensitive Personal Data in some circumstances.

Where we have asked for your consent, you may withdraw consent at any time. Doing so will not affect any processing of Personal Data and/or Sensitive Personal Data which has already taken place. You can also ask us not to send or to carry out profiling for direct marketing, at any time.

These rights may be limited in some situations – for example, where Endologix has a legal requirement to process your Personal Data and/or Sensitive Personal Data. If you wish to exercise one or more of these rights, please contact us as specified in the “How to Contact Us”

section below. If you have unresolved concerns, you have the right to complain to a data protection authority in the EEA or UK in the country that you live, work or where you believe that a breach of the GDPR and/or the UK GDPR has occurred.

CHANGES TO THE PRIVACY POLICY

Endologix reserves the right to review and update this Privacy Policy periodically in response to changing legal, technical, and business developments. When we update this Privacy Policy, we will note the date of its most recent revision above. If we make material changes to this Privacy Policy, we will take appropriate measures to inform you in a manner that is consistent with the significance of the changes we make when such notices are required by, and in accordance with, applicable laws and regulations. Any modifications to this Privacy Policy will be effective upon our posting the modified version (or as otherwise indicated at the time of posting). We encourage you to review this Privacy Policy frequently to be informed of how we are protecting your information. By continuing to use the website after we make changes to the Privacy Policy, you accept those changes.

CONTACTING US ABOUT THE PRIVACY POLICY

To ask questions, or comment about this Privacy Policy and our privacy practices, you may contact us at:

(949) 598-4799 or toll-free at 1-800-677-1879, or by email at privacy@endologix.com.