

## **Privacy Policy**

Last Modified October 13, 2016.

This privacy policy (the “Privacy Policy”) describes how Napo Pharmaceuticals and our affiliates (“Napo Pharmaceuticals” or “we” or “us”) use personal information in running our business. Napo Pharmaceuticals’ Services (“Services”) are available from our websites, including but not limited to the Napo Pharmaceuticals website, [www.napopharma.com](http://www.napopharma.com), the Mytesi website, [www.mytesi.com](http://www.mytesi.com); and other affiliated sites (“Websites”). We refer to our Website visitors as users (“Users”) of the Services. Please read our Legal Notice. By visiting the Websites, you are accepting and consenting to the practices described in the Privacy Policy.

This Privacy Policy applies to the operation of this Website and other applications that directly link to this statement when you click on “Privacy Policy” in the website footer.

### **What Information Do We Gather?**

We gather both personally identifiable information and non – personally identifiable information.

Personally identifiable information is any information that concerns you individually and would permit someone to contact you: for example, your name, address, telephone/fax number, email address or any information you submit to Napo Pharmaceuticals that identifies you individually.

The Websites will not collect any personally identifiable information about you unless you provide it. Therefore, if you do not want us to obtain any personally identifiable information about you, please do not submit it to us.

The Websites may collect personally identifiable information about you by methods such as the following:

#### **Email and Other Voluntary Communications**

You may choose to communicate with us through email, by telephone, or through other means. We collect the information in these communications, and such information may be personally identifiable.

#### **Surveys and Promotions**

If you voluntarily choose to participate in a survey or promotion on the Websites, you may be required to provide certain personally identifiable information that may include, without limitation, your name, email address, postal address, telephone number, medical history, and product usage.

### **Non-Personally Identifiable Information**

Like most websites that you visit, when you visit the Websites certain anonymous information about your visit is automatically logged, which may include information about the type of browser you use, the server name and IP address through which you access the Internet, the date

and time you access the site, the pages you access while visiting the Websites, and the Internet address of the website, if any, from which you linked directly to the sites. This information is not personally identifiable.

Napo Pharmaceuticals may also collect additional non-personally identifiable information, such as your zip code, when you obtain a Mytesi Savings Card.

### **Disclosure of Information**

Napo Pharmaceuticals does not sell, share or otherwise distribute your personal information with third parties for their marketing purposes. Napo Pharmaceuticals will share your personally identifiable information only in compliance with any obligations under the Health Insurance Portability and Accountability Act of 1996 (“HIPAA”) and other applicable laws.

Napo Pharmaceuticals does not provide personally identifiable information to unaffiliated third parties for their use in marketing directly to you. If you engage in any transaction with us, we will only disclose this information to affiliates or our owner/operators with your consent. In the case of a survey or promotion, Napo Pharmaceuticals may share your personal information with our affiliated companies and product co-promotion partners, which may only use your personal information for the purposes listed herein. Napo Pharmaceuticals may use unaffiliated companies to help us maintain and operate our Websites or for other reasons related to the operation of our business, and those companies may have access to your personally identifiable information but only for the administrative purposes of monitoring and maintaining our Websites. Napo Pharmaceuticals may disclose personally identifiable information about you in connection with legal requirements, such as in response to an authorized subpoena, court order, warrant, or as otherwise permitted by law. If all or part of Napo Pharmaceuticals is sold or merged into another entity, the information we have about you may be transferred to a third party as part of that transaction. We will try to assure that no personally identifiable information that is transferred will be used or shared in a manner inconsistent with this Privacy Policy without your consent. However, in the event of a sale or merger, your continued use of this Websites signifies your agreement to be bound by the privacy statement and other applicable terms of the subsequent owner or operator.

At this time, we do not track your personally identifiable information over time and across third-party websites, and therefore do not respond to Do Not Track signals. We also do not knowingly permit third parties to collect personally identifiable information about an individual user’s online activities over time and across different websites when using our Websites.

### **What Do We Do With the Personal Information We Collect?**

Napo Pharmaceuticals may use the personally identifiable information collected through its Websites primarily for such purposes as:

- communicating with those using the Websites when they have submitted queries or comments;
- providing services and support to persons using the Websites;

- improving the Websites, including tailoring it to the preferences of persons using the Websites, including you;
- administering surveys and promotions;
- maintaining the security and integrity of its systems.

Napo Pharmaceuticals uses the non-personally identifiable information collected automatically by our servers primarily to help us administer and improve our Websites.

### **How Do We Protect the Personal Information We Collect?**

Napo Pharmaceuticals maintains physical, electronic, and procedural safeguards to help guard personally identifiable information. Napo Pharmaceuticals restricts authorized access to your personal information to those persons who have a legitimate purpose to know that information to provide products or services to you and those persons you have authorized to have access to such information. Please be aware, however, that any email or other transmission you send through the Internet cannot be completely protected against unauthorized interception. Unless you authorize unencrypted transmission, we will use industry standard encryption methods to protect your data transmission.

### **How Do You Opt-out?**

In order to provide service to you, we may send you communications related to your transactions and security or the administration of the Websites. From time to time, Napo Pharmaceuticals and its affiliates may also wish to send you other messages or updates about our Websites, Napo Pharmaceuticals, our affiliates, or their promotions and other activities. If you do not wish to receive nontransaction/nonsecurity-related communications from Napo Pharmaceuticals and our affiliates, please email us to let us know at [napopharma@missionpharmaceutical.com](mailto:napopharma@missionpharmaceutical.com).

If you do not wish to receive email marketing messages, please email us at the above address to let us know. In addition, every email correspondence Napo Pharmaceuticals sends contains instructions on how to stop additional marketing emails.

### **How Do You Correct and Update Your Personal Information?**

You can change or correct the personal information we retain about you at any time. You can send your corrections by emailing [info@napopharma.com](mailto:info@napopharma.com).

### **What is Our Privacy Policy If You Are Under 13 Years of Age?**

The Websites are directed toward and designed for use by persons aged 13 or older. Napo Pharmaceuticals does not solicit or knowingly collect personally identifiable information from children under the age of 13. If Napo Pharmaceuticals nevertheless discovers that it has received personally identifiable information from an individual who indicates that he or she is, or whom Napo Pharmaceuticals otherwise has reason to believe is, under the age of 13, Napo Pharmaceuticals will delete such information from our systems. Additionally, a child's parent or

legal guardian may request that the child's information be deleted from our files by requesting this through the email address on our contact page.

### **What Happens When We Update Our Privacy Policy?**

Napo Pharmaceuticals reserves the right to modify or supplement this Privacy Policy at any time. If we make any material changes to our Policy, we will post a notice about the change at a prominent location on our Websites.

### **United States of America**

The information collected by Napo Pharmaceuticals is hosted in the United States of America and is subject to U.S. state and federal law. If you are accessing our Services from other jurisdictions, please be advised that you may be transferring your personal information to us in the United States where data protection and privacy laws may be less stringent than the laws of your country. BY USING OUR WEBSITES, YOU CONSENT TO THE TRANSFER AND USE OF YOUR PERSONAL INFORMATION IN ACCORDANCE WITH THIS PRIVACY POLICY.

### **California Privacy Rights**

California Civil Code Section 1798.83 permits California residents who are individual customers of Napo Pharmaceuticals products to request certain information regarding our disclosure of personal information to third parties for their direct marketing purposes. To make such a request, please email us at [info@napopharma.com](mailto:info@napopharma.com), or write to:

Napo Pharmaceuticals Customer Service  
201 Mission Street  
Suite 2375  
San Francisco, CA 94105

Be sure to include your name and address. You can include your email address if you want to receive a response by email. Otherwise, we will respond by postal mail within the time required by law.

### **What If You Have Questions?**

If you have questions or concerns regarding this statement, please email us at [info@napopharma.com](mailto:info@napopharma.com).