

**Last Modified: June 22, 2015**

## PRIVACY POLICY

### **Introduction**

Aquilon understands that privacy is an important concern of our Users. The Aquilon ESN System is intended for use by business customers and does not request or gather an individual's information regarding personal, family, or household matters. By using the Aquilon ESN System, we may collect information including names, business addresses, email addresses, business phone numbers, titles, company names, and other information as set forth in this privacy policy. We believe it is important that you know how we treat the information we receive about you and your company on this site. This Privacy Policy is for this site only and does not necessarily cover these issues on our other sites.

This policy describes the types of information we may collect from you or that you may provide when you visit the websites <http://www.aquiloninc.com> and <http://esn.aquiloninc.com> (our "Website" or "Site") and our practices for collecting, using, maintaining, protecting and disclosing that information.

This policy applies to information we collect:

- On this Website.
- In e-mail, text and other electronic messages between you and this Website.

It does not apply to information collected by:

- us offline or through any other means, including on any other website operated by Aquilon or any third party; or
- any third party, including through any application or content (including advertising) that may link to or be accessible from or on the Website.

Please read this policy carefully to understand our policies and practices regarding your information and how we will treat it. If you do not agree with our policies and practices, your choice is not to use our Website. By accessing or using this Website, you agree to this privacy policy.

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

In general, you can visit the Aquilon ESN System on the World Wide Web without telling us who you are or revealing any personal information about yourself. Our web servers collect the domain names and IP addresses, not the e-mail addresses, of visitors. This information is aggregated to measure the number of visits, average time spent on the site, pages viewed, etc. Aquilon reviews this information to measure the use of our site and to improve the content of our site.

We collect several types of information from and about users of our Website, including information:

- by which you may be personally identified, such as name, postal address, e-mail address, telephone number ("**personal information**");
- about your internet connection, the equipment you use to access our Website, and usage details.

We collect this information:

- Directly from you when you provide it to us.
- Automatically as you navigate through the site. Information collected automatically may include usage details, IP addresses and information collected through cookies.

Information You Provide to Us. The information we collect on or through our Website may include:

- Information that you provide by filling in forms on our Website. This includes information you provide at the time you subscribe to the ESN System. We may also ask you for information when you report a problem with our Website.
- Records and copies of your correspondence (including e-mail addresses), if you contact us.
- Your responses to surveys that we might ask you to complete for research purposes.
- Details of transactions you carry out through our Website.

You also may provide information to be published or displayed (hereinafter, "posted") on public areas of the Website, or transmitted to other users of the Website or third parties (collectively, "User Contributions"). Your User Contributions are posted on and transmitted to others at your own risk. Although [we limit access to certain pages/you may set certain privacy settings for such information by logging into your account profile], please be aware that no security measures are perfect or impenetrable. Additionally, we cannot control the actions of other users of the Website with whom you may choose to share your User Contributions. Therefore, we cannot and do not guarantee that your User Contributions will not be viewed by unauthorized persons.

Information We Collect Through Automatic Data Collection Technologies. As you navigate through and interact with our Website, we may use automatic data collection technologies to collect certain information about your equipment, browsing actions and patterns, including:

- Details of your visits to our Website, including traffic data, location data, logs, and other communication data and the resources that you access and use on the Website.
- Information about your computer and internet connection, including your IP address, operating system and browser type.

The information we collect automatically is statistical data and does not include personal information. It helps us to improve our Website and to deliver a better and more personalized service, including by enabling us to:

- Estimate our audience size and usage patterns.
- Store information about your preferences, allowing us to customize our Website according to your individual interests.
- Speed up your searches.
- Recognize you when you return to our Website.
- Analyze industry trends.
- Generate information useful for the energy industry and the operation of the Aquilon ESN System.

The technologies we use for this automatic data collection may include a technology called cookies. A technology called cookies may be used to provide you with tailored information. A cookie is a tiny element of data that a web site can send to your browser, which may then be stored on your hard drive so we can recognize you when you return. You usually may set your browser to notify you when you receive a cookie.

### **Online Tracking**

Because Aquilon does not collect personal information about your online activities over time and across third-party sites to provide targeted advertising, we do not respond to “Do Not Track” signals.

### **How We Use Your Information**

We use information that we collect about you or that you provide to us, including any personal information:

- To present our Website and its contents to you.
- To provide you with information, products or services that you request from us.
- To fulfill any other purpose for which you provide it.
- To notify you of the status of your order or facilitate renewal of subscriptions for services or access to the Aquilon ESN System.

- To facilitate the energy settlement process.
- To provide you with product updates and upgrades, special offers, pricing information, and other information you request.
- To improve the Aquilon ESN System, our customer experience and to offer related products or services.
- To carry out our obligations and enforce our rights arising from any contracts entered into between you and us, including for billing and collection.
- To notify you about changes to our Website or any products or services we offer or provide through it.
- For any other purpose with your consent.

### **Disclosure of Your Information to Others**

We may disclose aggregated information about our users, and information that does not identify any individual, without restriction.

We may disclose personal information that we collect or you provide as described in this privacy policy:

- 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 Aquilon's assets, whether as a going concern or as part of bankruptcy, liquidation or similar proceeding, in which personal information held by Aquilon about our Website users is among the assets transferred.
- To fulfill the purpose for which you provide it in using the ESN System.
- For any other purpose disclosed by us when you provide the information.
- With your consent.

We may also disclose your personal information:

- To comply with any court order, law or legal process, including to respond to any government or regulatory request.
- To enforce or apply our terms and conditions and other agreements, including for billing and collection purposes.
- If we believe disclosure is necessary or appropriate to protect the rights, property, or safety of Aquilon, our customers, or others.

### **Accessing and Correcting Your Information**

You can review and change your personal information by logging into the Website and visiting your account profile page.

## **Your California Privacy Rights**

California Civil Code Section § 1798.83 permits users of our Website that are California residents to request certain information regarding our disclosure of personal information to third parties for their direct marketing purposes. To make such a request, please contact us at the information in the below “Contact Information” section.

## **Changes to Our Privacy Policy**

We may change our privacy policy at any time, without advance notice. If we make any changes to our privacy policy, we will post the updated privacy policy on the Website. Any changes become effective immediately. Your continued use of this Website after we make changes is deemed to be acceptance of those changes, so please check the policy periodically for updates.

## **Contact Information**

If You have additional questions about our privacy policy, please email us at [service@aquiloninc.com](mailto:service@aquiloninc.com) or write us at:

Customer Service  
Aquilon Energy Services, Inc.  
1001 Warrenville Road  
Suite 255  
Lisle, IL 60532