

# California Privacy Notice

Effective Date – May 1<sup>st</sup>, 2021

## **About Us**

National Air Cargo Inc., National Airlines and its subsidiaries (“Company”, or “we”) is an airline and transportation logistics company operating on-demand cargo and passenger charter services. We process personal information in different context, and we do so by fully respecting your privacy, rights and freedoms in our commitment to ethical and responsible business practices.

## **Overview**

This California Privacy Notice (“California Notice”) applies to “Consumers” as defined by the California Consumer Privacy Act (“CCPA”) and as a supplement to National Air Cargo’s Inc.<sup>1</sup> (“NAC”) other privacy notice [here](#).

This California Notice covers the collection, use, disclosure, and sale of California Consumers’ personal information or personal information as defined by the California Consumer Privacy Act (“CCPA”), except to the extent such personal information is exempt from the notice obligations of the CCPA. This California Notice also covers rights California Consumers have under the CCPA. The description of our data practices in this California Notice, as required by the CCPA, covers only the prior calendar year and will be updated annually. Our data practices may change, and if our practices become materially different, we will provide notice as applicable in connection with the collection, including references to other applicable privacy policies and notices.

In the event of a conflict between any other NAC policy, statement or notice and this California Notice, this California Notice will prevail for California Consumers and their rights under the CCPA. Please see our other Privacy Notice posted or referenced on our websites including, without limitation, [Privacy Policy](#). NAC also has specific policies for how we process personal information from our website, see the [Cookie Policy](#), and personal information for our employees.

Consistent with the CCPA, job applicants, current and former employees and independent contractors and subjects of certain business-to-business communications acting solely in their capacity as representatives of another business, are not considered “Consumers” for purposes of this California Notice or the rights described herein.

## **Types of Personal Information we Collect and Use**

We collect and share personal information from the following sources and for the following purposes:

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<sup>1</sup> National Air Cargo Inc. in this California Notice does not include National Airlines.

Category of Personal Information	Examples	Sources of Personal Information	Purposes for Personal Information Collection	Categories of Third Parties Who May Receive Each Category of Personal Information
<b>1. Identifiers</b> (as defined in CCPA §1798.140(o)(1)(A))	This may include but is not limited to: Full Name, Home Address, Online Identifier, Personal Email, Postal Address, Previous Residence Address, Work Email, Phone Numbers, Social Security Number, Unique Personal Identifier or other similar identifiers.	Directly from consumers through website or online submissions and through quote requests either online or by contact us by phone.  Directly from our Service or Business Partners to provide you information requested or process requested transaction.	To provide you requested information or provide you a quote.  To conduct relevant day to day business operations such as freight management and cargo shipments and adhere to applicable compliance laws.  To market new and existing services as applicable.  For customer support, customer surveys, and relationship management.	Service Providers, External Agencies, External Auditors and Regulators and Public Authorities / Government as required.
<b>2. Personal Information Records</b> (as defined in CCPA §1798.140(o)(1)(B))	This may include information such as: Contact Details, Date of Birth, Health Data or Insurance Policy Information.	Directly from consumers through website or online submissions and through quote requests either online or by contact us by phone.  Directly from our Service or Business Partners to provide you information requested or process requested transaction.	To provide you requested information or provide you a quote.  To conduct relevant day to day business operations such as freight management and cargo shipments and adhere to applicable compliance laws.  To market new and existing services as applicable.  For customer support, customer surveys, and relationship management.	Service Providers, External Agencies, External Auditors and Regulators and Public Authorities / Government as required.
<b>3. Protected Classification Information</b> (as defined in CCPA §1798.140(o)(1)(C))	This may include, but is not limited to: Age, Race or Ethnicity, Gender, Disability or Specific Conditions.	Directly from job applicants and employees for recruitment and employment purposes.	To process job applications and recruitment processes.  To provide benefits and payroll and other employment services to our employees	Service Providers, and Regulators and Public Authorities / Government as required.
<b>4. Commercial Information</b> (as defined in CCPA §1798.140(o)(1)(D))	This may include, but is not limited to: Records of Products or Services Purchased.	Directly from Consumers to process business transactions including freight management and cargo shipments and for customer relationship management.	For customer support and relationship management including freight management and cargo shipments.  To conduct relevant day to day business operations and adhere to applicable compliance laws.	Service Providers and Regulators and Public Authorities / Government as required.
<b>5. Professional or</b>	This may include, but is not limited to:	Directly from job applicants and	To process job applications and recruitment processes including	Service Providers, External Agencies

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<b>Employment Information</b> (as defined in CCPA §1798.140(o)(1)(I))	Professional, educational or employment information.	employees for recruitment and employment purposes.	working with a third party background check provider to conduct necessary background checks or obtaining job applicant resumes from third party recruitment agencies.	and Regulators and Public Authorities / Government as required.
<b>6. Non-public Education Records</b> (as defined in CCPA §1798.140(o)(1)(J))	This may include but is not limited to: Education Information not publicly available.	Directly from job applicants and employees for recruitment and employment purposes.	To process job applications and recruitment processes including working with a third party background check provider to conduct necessary background checks or obtaining job applicant resumes from third party recruitment agencies.	Service Providers, External Agencies and Regulators and Public Authorities / Government as required.

As permitted by applicable law, we do not treat deidentified data or aggregate consumer information as personal information and we reserve the right to convert, or permit others to convert, your personal information into deidentified data or aggregate consumer information. We have no obligation to re-identify such information or keep it longer than we need it to respond to your requests.

### **California Minors**

Our website and services are not directed towards children (under the age of 16). We do not knowingly collect personal information from minors or children through our website or services. If a parent or guardian becomes aware that his or her child has provided us with personal information without their consent, please contact us at [privacy@nationalaircargo.com](mailto:privacy@nationalaircargo.com).

### **Purposes for Collecting and Processing Personal Information**

We collect and process personal information to ensure the proper operation of our day-to-day business and for complying with legal obligations. We collect, use and disclose the following categories of personal information for business purposes: Personal Identifiers, Personal Information Records, Protected Classification Information, Commercial Information, Professional or Employment Information and Non-Public Education Records.

Our third party vendors and business partners may themselves engage services providers or subcontractors to enable them to perform services for us, which is considered sub-processing and is an additional business purpose for which we are providing you notice. In addition, we may collect, use and disclose your personal information as required or permitted by applicable law. Notwithstanding anything to the contrary in our [Privacy Notice](#), we typically restrict use of your personal information that is shared with third parties for business purposes. We do not “sell” personal information with any third parties. For more information on your “Do Not Sell” rights, see the Do Not Sell subsection below.

### **California Privacy Rights**

We provide California Consumers the privacy rights described in this section. You also have the right to exercise these rights via an authorized agent who meets the agency requirements of the CCPA and related regulations. To make a request, you may contact the NAC at:

- Postal Address: 350 Windward Rd., Orchard Park, NY 14127 Attn: Privacy;
- Phone: 800-635-0022;
- Email: [privacy@nationalaircargo.com](mailto:privacy@nationalaircargo.com)

If you are disabled and need reasonable accommodations to facilitate your request, please let us know. As permitted by the CCPA, any request you submit to us is subject to an identification and verification process. We will verify identity based on matching information you provided with data we have maintained on you in our systems. This data could include, but is not limited to, email address, mailing address, or phone number.

Some personal information we maintain about Consumers is not sufficiently associated with the Consumer for us to be able to link the Consumer's personal information when the Consumer makes a request that requires verification (e.g., information provided to request a quote for a business entity). As required by the CCPA, this type of information is not considered personal information and does not need to be provided in response to consumer requests. If we cannot comply with a request, we will explain the reasons in our response.

We will make commercially reasonable efforts to identify personal information that we collect, process, store, disclose and otherwise use and to respond to your California Consumer privacy rights requests. We will typically do not charge a fee to fully respond to your requests; however, we may charge a reasonable fee if the request is deemed excessive or overly burdensome. We may also refuse to act upon your request if it is deemed to be repetitive or unfounded. If we determine that the request warrants a fee, or that we may refuse it, we will give you notice explaining why we made that decision.

Consistent with the CCPA and our interest in the security of your personal information, we will not deliver your social security number, driver's license number or other government-issued id number, financial account number, any health information, an account password, or security questions or answers in response to a CCPA request.

**Right to Know:**

**Information rights:**

You have the right to send us a request using one of the methods listed above, no more than twice in a twelve-month period, for any of the following for the period that is twelve months prior to the request date:

- The categories of personal information we have collected about you.
- The categories of sources from which we collected your personal information.
- The business or commercial purposes for our collecting or selling your personal information.
- The categories of third parties to whom we have shared your personal information.
- The specific pieces of personal information we have collected about you.
- A list of the categories of personal information disclosed for a business purpose in the prior 12 months, or that no disclosure occurred.

### Obtaining copies of personal information:

You have the right to make or obtain a transportable copy using one of the methods listed above, no more than twice in a twelve-month period, of your personal information that we have collected in within that twelve months prior to the request date and are maintaining. Please note that personal information is retained by us for various time periods, so we may not be able to fully respond to what might be relevant going back 12 months prior to the request.

### **Do Not Sell:**

We do not “Sell” Consumer personal information as those terms are defined by the CCPA. Because we do not knowingly collect personal information of minors, we also do not “Sell” personal information of consumers under the age of 16. However, if you believe your personal information has been “sold”, please submit an opt-out request using one of the methods listed above.

While there is not yet a consensus, data practices of third party cookies and tracking devices associated with our website may arguably constitute a “sale” of your personal information as defined by the CCPA. However, we do not think that these third party technologies and activities are a “Sale” of your personal information by us, and until we are provided guidance otherwise, we do not intend to treat them as such. In addition, browsers may also have signals that are characterized as do not track signals. We do not understand them to operate in that manner. Accordingly, currently a “Do Not Sell” request to us will not affect these third party technologies or activities or do not track signals, though we may change this policy in the future based on how the law and industry practices develop. You can exercise control over browser-based cookies by adjusting the settings on your browser. You may have to opt-out separately via each browser and other device you use. For more information on cookies and other tracking devices and ways to exercise preferences regarding them, see our [Cookies Notice](#).

### **Right to Delete:**

Except to the extent we have a basis for retention under CCPA, you may request that we delete your personal information that we have collected directly from you and are maintaining using one of the methods listed above. Our retention rights include, without limitation, to complete transactions and service you have requested or that are reasonably anticipated, for security purposes, for legitimate internal business purposes, including maintaining business records, to comply with law, to exercise or defend legal claims, and to cooperate with law enforcement. We are not required to delete your personal information that we did not collect directly from you. You may be required to execute an attestation under penalty of perjury to validate your request and exercise the deletion.

### **Non-Discrimination:**

We will not discriminate against you in a manner prohibited by the CCPA because you exercise your CCPA rights.

### **Authorized Agents:**

Authorized agents of Consumers may make a request using one of the methods listed above. As permitted by the CCPA, any request you submit to us is subject to an identification and verification

process, and confirmation of the agent's authority, which may include attestation under penalty of perjury. Absent a power of attorney, we will also require the Consumer to verify their own identity.

**Limitations on Rights:**

Notwithstanding anything to the contrary, we may collect, use and disclose your personal information as required or permitted by applicable law and this may override your CCPA rights. In addition, we need not honor any of your requests to the extent that doing so would infringe upon our or any other person or party's rights or conflict with applicable law.

**Changes to California Notice**

We reserve the right, at any time, to modify, alter, or update this Notice, and any such modifications, alterations, or updates will be effective upon posting. In the event we modify this California Notice, your continued use of our website will signify your acceptance of the modified California Notice. The time stamp you see will indicate the last date it was revised.