

ARIA HOME PT Privacy Policy

Welcome to the ARIA HOME PT Privacy Policy. We provide a device and platform for you to obtain physical therapy plans, record and provide information about your physical therapy exercises to your health care provider, and communicate with medical professionals about physical therapy (the **Service**).

The Privacy Policy explains how we collect, use, disclose, and secure information we obtain through the Service. The terms **S+N, we, our, and us** include Smith & Nephew, Inc. and our affiliates. This Privacy Policy is incorporated by reference into the ARIA HOME PT Terms of Service. Any capitalized terms used and not defined in this Privacy Policy shall have the meaning given to them in the Terms of Service.

Client's Privacy Practices. We act as a service provider to our clients and we collect data on their behalf. Therefore, our use and disclosure of information is limited by our agreements with them. This Privacy Policy does not reflect the privacy practices of our clients, and we are not responsible for our clients' privacy policies or practices. You may request your health care provider's HIPAA Notice of Privacy Practices by contacting it. We do not review, comment upon, or monitor our clients' privacy policies or their compliance with their respective privacy policies, nor do we review our client's instructions with respect to our processing of information to determine whether such instructions are in compliance or conflict with the terms of the client's published privacy policy.

HIPAA. The Service is subject to the Health Insurance Portability and Accountability Act of 1996, as amended, and its implementing regulations (collectively **HIPAA**).

INFORMATION COLLECTION

Information Provided by You:

Profile Information. We receive the information you submit in your profile, such as your profile picture, notification preferences, PIN, and information about any contacts you enter.

Using the Service. We receive the information you submit through using the Service. For example, we receive information about your exercise participation (such as, your completion results and any reports of pain during exercises) and the results of functional tests when you submit the information manually.

Communicate with a Health Care Provider. We receive the information communicated through the Service between you and your health providers, such as health status check-in responses.

Surveys Responses. We receive any information you provide when participating in surveys.

Communicate with Us. We collect information about you through your communications with our customer support team or through other communications with us.

Information Provided by Your Health Care Providers:

Profile Information. Your health care providers may submit information about you to create and update your profile, such as your name, physical therapy ID number, email address, phone number, address, gender, date of birth, medical record number, language, injury date, surgery date, number of days or weeks post-operation, doctor(s) name, notes, prescription from treating doctor, date(s) of service, diagnosis, or demographics.

Functional Assessments. We collect information from your health care providers relating to their functional assessments of you, such as scores, grades, and feedback.

Physical Therapy Plans, Goals, and Assignments. We receive information from your health care provider relating to their physical therapy plans, goals, and assignments for you, such as plan and goal

status, plan start date, exercise name, exercise descriptions, other plan, goal, and assignment details, and notes.

Automatic and Device Data Collection:

Through Use of the Equipment. We may collect information automatically through your use of the Equipment. The information includes information the Equipment monitors and records about your physical therapy, such as video of your exercises (and data generated from them to assess your body movements), your performance information (such as body movement and range of motion assessments), and skeletal information (such as skeletal features). We may also collect technical data to help provide and support the Service, such as your IP address, Equipment connection status, and Equipment sensor calibration data.

Data Generated by the Service. The Service will generate data when you use it. For example, it will use the data received through your manual submissions and collected automatically through the Equipment to track and record progress on function assessments and towards exercise and functional test goals.

Through Cookies and Related Technologies. When you use the Service, we and our third-party partners collect certain information by automated means, such as cookies, web beacons, and web server logs. By using the Service, you consent to the use of cookies, beacons, and other similar technology when you use the Service, in accordance with this Privacy Policy. The information collected in this manner includes IP address, Equipment IDs and characteristics, operating system version, language preferences, and information about the usage of the Service. We may use this information, for example, to determine how many times the Service has been used or opened alerts or messages, or to prevent fraud. We may link this data to your profile. Our partners also may collect and combine information about your online activities over time, on other devices, and on other websites or apps, if those websites and apps also use the same partners.

INFORMATION USE

Internal and Service-Related Usage. We use information in connection with the Service, including for internal and service-related purposes, such as extracting, analyzing, communicating, reporting your information, tailoring messages and services, facilitating communications with your health care provider, monitoring and resolving performance and security issues (such as detecting vulnerabilities and general IT maintenance), conducting quality assurance, handling complaints, and responding to feedback and comments. We use and retain any data we collect to provide and improve the Service and our products and services to the extent permitted by HIPAA and applicable agreements with our customers. Our use of your information is subject to HIPAA and the agreements with our clients.

Alerts and Reminders. We may use information collected through the Service to send you reminders and alerts, such as alerts regarding new exercises or health care provider communications, updates on your therapy plan, or reminders to complete an exercise or survey.

Communications. We may communicate with you by email or phone to verify your profile information and for informational and operational purposes, such as account management, customer service, system maintenance, and other service-related purposes. You may also receive messages or reminders through the Service, emails, phone calls, and text messages from other users of the Service, such as your health care providers, in connection with their use of the Service. We may use information to send you messages through the Service, including confirmations, technical notes, updates, security alerts, and support and administrative messages.

De-identified Data. We de-identify data collected through the Service and may use and disclose it for any purpose. With respect to PHI, such de-identification shall be performed in accordance with HIPAA and applicable agreements with our clients.

Shipping and Returns. We may use information to ship you the Equipment and to process returns.

Research and Development. We may use analyze and aggregate information collected through the Service for research and development purposes.

Sales and Marketing. We may use information collected through the Service for our internal sales and marketing purposes and to provide information about our other products and services, as permitted by HIPAA and applicable agreements with our clients.

Applicable Law. We may use information collected through the Service as authorized by applicable law.

DISCLOSURES OF INFORMATION

To Vendors and Service Providers. We share information we receive with vendors and service providers that perform services for us, including infrastructure providers and other service providers. We execute HIPAA-related agreements with vendors and service providers that receive access to patient health information.

To Health Care Providers. We share information we collect through the Service with your health care providers.

In Compliance with HIPAA and Our Agreements. We use and disclose patient health information in accordance with HIPAA and applicable agreements with our clients.

As Directed by You. You may have the ability to use the Service to share your information with others. You are solely responsible for any disclosure of information that you initiate using the Service. Your health care providers may use and disclose the information they obtain through the Service as necessary to provide their services.

Legal and Similar Disclosures. We may access, preserve, and disclose your information, if we believe doing so is required or appropriate to: comply with law enforcement requests and legal process, such as a court order or subpoena; respond to your requests; comply with the law; or protect your, our, or others' rights, property, or safety. We may also access, preserve, and disclose your information to enforce agreements, policies, and terms of use or as authorized by applicable law.

Merger, Sale, or Other Asset Transfers. If we are involved in a (proposed or actual) merger, acquisition, financing due diligence, reorganization, bankruptcy, receivership, sale of company assets, or transition of service to another provider, your information may be disclosed in connection with the negotiation of such transaction, and/or sold or transferred as part of such a transaction as permitted by law and/or contract.

With Your Permission. We may also disclose your information with your permission.

INFORMATION SECURITY

We take steps in an effort to treat your information securely and in accordance with this Privacy Policy, including reasonable measures to safeguard the confidentiality, integrity, and availability of the Patient Information we handle. Unfortunately, the Internet cannot be guaranteed to be 100% secure, and we cannot ensure or warrant the security of any information you provide to us.

INTERNATIONAL DATA TRANSFERS

As part of our provision of the Service to you, you understand that we may transfer your information to other countries around the world, to the extent permissible under applicable law. By providing your information and through your use of the Service, and to the extent permissible under applicable law, you consent to such international data transfers and processing in accordance with this Privacy Policy and applicable law.

UPDATING YOUR INFORMATION OR POSING A QUESTION OR SUGGESTION

Other than through the functionality of the Service, we do not provide users with access or updates to their information. You must communicate with your health care provider who uses the Service if you would like to update the information available in the Service.

If you have suggestions for improving this Privacy Policy, please send an email to privacyenquiries@smith-nephew.com.

CHANGES TO OUR PRIVACY POLICY AND PRACTICES

Posting of a Revised Privacy Policy. We may make changes to this Privacy Policy from time to time, and the revised version will be effective when it is posted. If we make any material changes, we will let you know through the Service, by email, or through other communication. We encourage you to read this Privacy Policy periodically to stay up-to-date about our privacy practices. As long as you use the Service, you are agreeing to this Privacy Policy and any updates we make to it.

Contact Information

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