

Amendment to **[insert name agreement, contract, ordering documents or any other written agreement]**

To the extent the Services performed by [Virtru Corporation] (“**Virtru**”) for [Customer] (“**Customer**”) pursuant to the [insert name agreement, contract, ordering documents or any other written agreement] between Virtru and Customer (the “**Agreement**”) may involve Processing of Personal Information subject to the California Consumer Privacy Act of 2018 (“**CCPA**”), parties agree, as of [date of amendment], to the following:

Capitalized terms used but not defined in this Amendment shall have the meaning as set forth in the Agreement.

**a.** For purposes hereof: (i) “**Individual**” means any natural person about whom Personal Information may be Processed under this Amendment; (ii) “**Personal Information**” means any information, in any form, that relates to or could reasonably be linked to an identified or identifiable natural person; (iii) “**Security Incident**” means a breach of security leading to accidental or unlawful destruction, loss, alteration, unauthorized disclosure of, or access to, Personal Information transmitted, stored or otherwise Processed by Virtru in the context of this Amendment; (iv) “**Processing**” or “**Process**” means any processing operation(s) performed upon Personal Information whether by automatic means or not, such as collection, recording, organization, structuring, storage, adaption or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, erasure, or destruction of Personal Information; (v) “**Aggregated**” information means information that relates to multiple natural persons in the same group or category, from which individual identities have been removed, that is not linked or reasonably linkable to any Individual or household, including via a device; and (vi) “**Deidentified**” means information that cannot reasonably identify, relate to, describe, be capable of being associated with, or be linked, directly or indirectly, to a particular Individual.

**b.** Virtru will Process Personal Information solely in accordance with the Agreement or other documented instructions of Customer (whether in written or electronic form), or as otherwise required by applicable law. Virtru will hold Personal Information in confidence pursuant to the confidentiality provisions of the Agreement and will require Virtru personnel granted access to Personal Information to protect all Personal Information accordingly.

**c.** At Customer’s request, Virtru will assist Customer with Customer’s obligation to respond to Individuals’ requests to exercise their rights under the CCPA, including without limitation by promptly and securely deleting or destroying any Personal Information pertaining to an Individual identified by Customer where such Personal Information is within Virtru’s possession or control. If applicable, Virtru will direct any affiliate or subcontractor that Processes such Personal Information to promptly and securely delete or destroy such Personal Information. Virtru will confirm to Customer in writing that Virtru has complied with its obligations under this section.

**d.** In the event the Agreement permits or instructs Virtru to Process Deidentified and/or Aggregated information, Virtru will do so only with Personal Information that has been Deidentified and/or Aggregated as those terms are defined herein. For Deidentified information, Virtru shall implement the following measures at a minimum: (1) technical safeguards that prohibit reidentification of the Individual to whom the information may pertain; (2) business processes that specifically prohibit reidentification of the information; and (3) business processes to prevent inadvertent release of Deidentified information. Virtru represents and warrants that it will make no attempt to reidentify Deidentified or Aggregated information

**e.** Virtru will implement reasonable technical and organizational safeguards designed to protect Personal Information against Security Incident. Virtru may modify such safeguards from time to time, provided that such modifications will not materially reduce the overall level of protection for Personal Information.

**f.** In the event that Virtru is permitted by the Agreement to, and does, subcontract the Processing of Personal Information to a third party, Virtru will enter into an agreement with such subcontractor that binds such subcontractor to provisions substantially similar to those set forth in this [Addendum/Amendment].

**g.** In the event of a Security Incident, Virtru will notify Customer promptly, unless otherwise prohibited by law or otherwise instructed by a law enforcement or supervisory authority. Following such notification, Virtru will provide reasonable assistance and cooperation requested by Customer.

**h.** At Customer’s request, Virtru will assist Customer in the event of an investigation by a competent regulator, including a data protection regulator or similar authority, if and to the extent that such investigation relates to the Processing of Personal Information by Virtru on behalf of Customer in accordance with this Amendment. Virtru reserves the right to charge a reasonable fee to Customer for such requested assistance, to the extent permitted by applicable law.

**i.** Upon termination or expiration of the Agreement for any reason, Virtru will return or destroy Personal Information at Customer’s request, except as otherwise required by law applicable to Virtru.

**j.** At least once per calendar year, Virtru will retain independent third-party auditors to prepare a Service Organization Controls 2, Type 2 report or comparable report (“**Report**”). Upon Customer’s request, Virtru will provide to Customer a copy of the most recent Report, up to once per year. Such Reports will be Virtru Confidential Information under the confidentiality provisions of the Agreement.

**k.** In the event of any conflict between the Agreement and this Amendment, this Amendment shall govern.

[signatures]