

## PRIVACY AND RETURN POLICY MACABAMA GROUP LLC

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Version 1.3 | Version Date: August 1<sup>st</sup>, 2024

This Privacy Policy is an integral part of your agreement with us (<https://www.Macabama.com/Terms.pdf>) and valid for Macabama Group LLC, the “Sites” as defined in our Terms & Conditions, and its trademarks:

Macabama Consulting™  
Macabama Media™  
Diamond Roses Records™

Project M™  
Dedicated Press Assitance™, d.p.a.™

### DISCLAIMER FOR CANADIAN USERS.

As defined under Canadian law, Personal Information means information about an identifiable individual (“Personal Information”). The disclosures mentioned herein are meant to transparently convey the methods of collecting, managing, storing, using, protecting, and sharing Personal Information by users (“Privacy Policy”). Users grant their consent to this Privacy Policy through it being readily available for viewing in accordance with the Personal Information Protection and Electronic Documents Act (“PIPEDA”).

### DISCLAIMER FOR EUROPEAN AND SWISS USERS.

**You have the right to access** (Art. 15 GDPR) - You have the right to request copies of your personal data.

**The right to rectification** (Art. 16 GDPR) - You have the right to request the correction of any information you believe is inaccurate. You also have the right to request to complete incomplete information.

**The right to erasure** (Art. 17 GDPR) - You have the right to request that our company erase your personal data under certain conditions.

**The right to restrict processing** (Art. 18 GDPR) - You have the right to request that our company restrict the processing of your personal data under certain conditions.

**The right to data portability** (Art. 20 GDPR) - You have the right to request that our company transfers the data we have collected about you to another organization or directly to you under certain conditions.

**The right to object to processing** (Art. 21 GDPR) - You have the right to object to our company's processing of your personal data under certain conditions.

**Automated Decision Making** (Art. 22 GDPR) - To meet international legal requirements, we execute “Know Your Customer” and “Know Your Business” checks. In case the outcome is positive in one of the relevant categories, we need to abstain from a contractual connection and may refrain from cooperating.

**Right to complain** (Art. 77 GDPR): EU and Swiss citizens can contact supervisory authorities to complain:  
EU supervisory authorities: [http://ec.europa.eu/justice/data-protection/bodies/authorities/index\\_en.htm](http://ec.europa.eu/justice/data-protection/bodies/authorities/index_en.htm)  
Switzerland supervisory authority: <https://www.edoeb.admin.ch/edoeb/en/home.html>

If you make a request, we have one month to respond. If you would like to exercise any of these rights, please contact us at our email: [We@Macabama.com](mailto:We@Macabama.com), Call or write us at: +1 (505) 514 0014. Or send us mail: Macabama Group LLC, 5203 Juan Tabo Blvd. Suite 2b, Albuquerque, New Mexico, 87111.

## DISCLAIMER FOR CALIFORNIA USERS.

Your privacy and rights under the California Consumer Privacy Act (CCPA) and the California Online Privacy Protection Act (CalOPPA) are important to us. We offer this document as a resource to view how we collect, manage, store, and use your Personal Information in the day-to-day running of our website. This Privacy Policy, intended for California residents, can be applied to all website users to disclose how we collect, manage, store, and use your Personal Information as defined under CIV 1798.140(v) of the California Consumer Privacy Act (CCPA).

## THE BUSINESS (for European Users: Art. 13 or 14 GDPR)

This Privacy Policy is between you and the following organization:

**Macabama Group LLC**

5203 Juan Tabo Blvd. Suite 2b  
Albuquerque, New Mexico 87111  
UNITED STATES OF AMERICA  
Email: We@Macabama.com  
Phone: +1 505 514 0014



### Some Websites (not an exhaustive list, see: "Sites" definition in our *Terms & Conditions*):

<https://www.Macabama.com>  
Website Name: Macabama

<https://Diamond-Roses.com> | <https://www.Diamond-Roses.de>  
Website Name: Diamond Roses Records™

## PERSONAL INFORMATION COLLECTED

In the past 12 months, we have or had the intention of collecting the following:

**Passive Identifiers.** The mentioned websites automatically collect basic info in order to allow a proper functionality. For example, the websites collect your IP address without you actively sharing it.

**Identifiers that you actively share with us.** Like: Real name or alias, postal address, signature, home phone number or mobile phone number, bank account number, credit card number, debit card number or other financial information, physical characteristics or description, e-mail address; account name, Social Security Number (SSN), driver's license number or state identification card number, passport number, or other similar identifiers. We do not collect this set of info, automatically, and we do not collect such info from everyone. It strongly depends on the commissioned services which info we need you to share.

**Commercial Information.** Records of products or services purchased, obtained, considered, or other purchasing or consuming histories or tendencies.

**Transferred Material:** In order to provide the commissioned services, you may need to transfer audio files, video files, contracts, plans, graphics, photographs, drafts, wishes, texts, and so on.

**Inferences Drawn From Other Personal Information.** Profile reflecting a person's preference, characteristics, psychological trends, predispositions, behavior, attitudes, abilities, and aptitudes. Such information are only compiled when important for the commissioned services. Examples: We need to create a profile of a politician when we consult the person regarding the campaign strategy. We may also create a profile of an artist regarding his mixing and mastering preferences to remember them in the future.

Hereinafter known as "Personal Information."

We do not actively integrate cookies into our homepage code because we value your Privacy. However, you can set your browser not to accept cookies, and you can remove cookies from your browser.

## ADVERTISEMENTS.

Our websites do not show advertisements to users. This includes affiliate ads or any products and services offered by 3rd parties.

## HOW WE USE PERSONAL INFORMATION (For EU Users: Art. 6 and 13 GDPR)

We may use or disclose your Personal Information for the following purpose:

- Alerts.** To provide e-mail alerts and other communications regarding our products, services, and offerings that may be of interest or that you registered to receive. You can ask us to opt-out at any time.
- Obligations.** To carry out any obligations for paid products, services, offerings, or any obligations under our Terms and Conditions: <https://www.Macabama.com/TCs.pdf>
- Feedback.** To generally provide an overall better experience.
- Protection.** To protect against fraud, safeguard data, and the general security of the website.
- Security.** To detect security incidents, verify human users, and avoid being subject to malicious, deceptive, fraudulent, or illegal activity.
- Law Enforcement.** To respond to law enforcement requests as required by applicable law, court order, or governmental regulations.
- Intended Purpose.** As described for the intended purpose when collecting your personal information.
- Assessment.** To evaluate or conduct a merger, divestiture, restricting, reorganizing, dissolution, or outright sale, either wholly or partially, of our assets in which your Personal Information becomes a part of such sale.

Our usage of your Personal Information may change over time, and when such changes occur, we will update this Privacy Policy, accordingly.

## SELLING PERSONAL INFORMATION.

Our policy is that we **DO NOT** sell your personal information to any Third Party (except the company would be sold. In this case our client data base would probably be a part of such sale). If this should change, you will be notified and this Privacy Policy will be updated.

## SHARING PERSONAL INFORMATION.

We may disclose your Personal Information to 3<sup>rd</sup> parties for business purposes. The general categories of 3<sup>rd</sup> parties that we share information with are as follows:

- Third (3<sup>rd</sup>) parties or affiliates to provide the commissioned services (like Music Distribution); or
- Third (3<sup>rd</sup>) parties or affiliates to collect payments or comply with bookkeeping demands; or
- Third (3<sup>rd</sup>) parties to whom you, or an authorized agent on your behalf, authorized us to disclose your Personal Information; or
- Third (3<sup>rd</sup>) parties or affiliates in connection with a corporate transaction, such as a sale, consolidation, or merger of our financial institution or affiliated business; and
- Other third (3<sup>rd</sup>) parties to comply with legal requirements or to disclose Personal Information to government authorities per the rule of law.

In the last 12 months, it is recognized that we have disclosed some of the aforementioned categories of Personal Information for some of the mentioned business purposes.

## RIGHT AND CHOICES.

This Section describes your rights and choices regarding how we collect, share, use, and protect your Personal Information, how to exercise those rights, and limits and exceptions to your rights and choices.

a.) **Exceptions.** The rights and choices in this Section do not apply to you if the information being collected is:

- Aggregate consumer information;
- Deidentified Personal Information; and
- Publicly available information.

b.) **Access to Information.** If the above exceptions do not apply, and you have not made this request more than twice in a 12-month period, you have the right to request that we disclose certain information to you about our collection and use of your Personal Information over the past 12 months from the date we receive your request. Once we receive and confirm your request on your behalf, we will disclose it to you or your representative:

- The categories of Personal Information we collect;
- The categories of sources for the Personal Information we collect;
- Our business or commercial purpose for collecting such Personal Information;
- The categories of third parties to whom we disclosed the category of Personal Information for a business or commercial purpose;
- The business or commercial purpose for which we disclosed the category of Personal Information; and
- The specific pieces of Personal Information we collected about you in a form that you can take with you (also called a "Data Portability Request").

c.) **Deletion (Erasure) Request Rights.** You have the right to request that we delete any of your Personal Information that we collect from you and retain, subject to certain exceptions. Once we receive and verify your request, we will delete and direct, if applicable, our service providers to delete your Personal Information from our records unless an exception applies. We may deny your deletion request if retaining the Personal Information is necessary for us or our service providers to:

- Complete the transaction for which we collected the Personal Information, provide a good or service that you requested, take actions reasonably anticipated within the context of our ongoing business relationship with you, or otherwise perform our contract with you;
- Detect security incidents, protect against malicious, deceptive, fraudulent, or illegal activity; or prosecute those for such activity;
- Debug to identify and repair errors that impair existing intended functionality;
- Exercise free speech, or exercise another right provided by law;
- comply with applicable tax laws and book keeping requirements;
- Enable solely internal and lawful uses of such Personal Information that are compatible with the context in which you provided it.

d.) **Exercising Access, Data Portability, and Deletion Rights.** To exercise the access, data portability, deletion rights, or any other rights mentioned herein, a consumer or a consumer's authorized agent may submit a verifiable request to us by using the contact details mentioned herein.

e.) **Requests.** You may only make a verifiable consumer request for access or data portability in relation to this Section. We cannot respond to your request or provide you with Personal Information if we cannot verify your identity or authority to make the request and confirm the Personal Information is related to you.

Making a verifiable consumer request does not require you to create an account with us. We will only use Personal Information provided via a verifiable consumer request to verify the requestor's identity or authority to make the request. We are neither responsible nor liable for fraud regarding such requests.

f.) **Authorized Agent.** An authorized agent is any person or legal entity registered with the Secretary of State or similar office that you have authorized to act on your behalf. If a request is made by an authorized agent acting on your behalf, we may require the following:

- Submission of evidence by you with your permission for the authorized agent to submit a verifiable request on your behalf;
- For you to directly acknowledge, via electronic communication, that the authorized agent is allowed to act on your behalf;
- Require the authorized agent to verify their identity; or
- For a power of attorney document to be submitted that is signed in accordance with state law.

We reserve the right to deny a request from an agent that does not submit proof that they have been authorized by you to act on your behalf or cannot verify their own identity to us.

g.) **Response Timing and Format.** As required under privacy laws, we agree to respond to any verifiable consumer request within 45 days of its receipt. If we require more time, with a maximum of 90 days, we will inform you, in writing, of the reason. Such notification will be by e-mail unless there is another preferred communication method provided.

If applicable, the response we provide will also explain the reasons we cannot comply with a request. For data portability requests, we will select a format to provide your Personal Information that is readily useable and should allow you to transmit the Personal Information from one entity to another entity without hindrance.

No fee will be charged to process or respond to your verifiable consumer request.

h.) **Right of Non-Discrimination.** We do not discriminate against you for exercising any of your rights in this Privacy Policy and under applicable laws. Unless permitted by law, we will not:

- Deny you goods or services;
- Charge you different prices or rates for goods, services, and offerings, including through granting discounts or other benefits, imposing penalties; or
- Provide you with a different level of quality of goods or services.

## CHANGES AND AMENDMENTS.

We reserve the right to amend this Privacy Policy at our discretion and at any time. When we make changes to this Privacy Policy, we agree to notify you by e-mail or other preferred communication methods.

## LINKING TO 3<sup>RD</sup> PARTIES like WHATSAPP OR FACEBOOK

We may provide links to 3<sup>rd</sup> party sources such as websites, applications, content, or software (“3<sup>rd</sup> Parties”). When you use a link online to visit 3<sup>rd</sup> Parties, you will be subject to their privacy policy and their jurisdiction of governing law. It is recommended to familiarize yourself with their terms and disclosures regarding your Personal Information. We are not responsible for the handling of your Personal Information when using, accessing, or visiting 3<sup>rd</sup> Parties; when leaving our Sites. On our Sites you may see Whatsapp, facebook, Instagram, Paypal, amazon, itunes, and other symbols: They all lead you to the respective websites that are neither governed by our Terms & Conditions nor our Privacy and Refund Policy.

## SECURITY & PROTECTION.

We use reasonable physical, electronic, and procedural safeguards that comply with federal standards to protect and limit access to Personal Information. This includes device safeguards used in accordance with industry standards.

It is understood by you that the Personal Information you submit to us electronically may not be secure when it is transmitted to us. Specifically, we recommend that you do not use unsecured or public channels to communicate sensitive or confidential information.

**CONTACT.**

If you have any questions or comments about this Privacy Policy, the ways in which we collect and use your Personal Information, your choices, or your rights regarding such use, or wish to exercise your rights, please do not hesitate to contact us.

**Macabama Group LLC**

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UNITED STATES OF AMERICA  
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**ONLINE RETURN POLICY**

We at Macabama Group LLC maintain the policy that all sales are final because we only offer tailor-made services and tailor-made products. While we hope that you are completely satisfied with our services, to the extent permitted by law, we do not offer returns, merchandise credits, or exchanges. At our sole discretion, we may offer free or non-free rework if we consider it reasonable. If you have any questions about this return policy, please contact us:

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