

PRIVACY POLICY

At Douglas Elliman, we understand and respect your concerns about privacy and security, and will do our best to provide a convenient and safe online experience. This Privacy Policy describes what information we collect, how we may use that information, how we share that information, and how we protect that information on our website, which is located at www.elliman.com (the “Site”). We may update this Privacy Policy at any time, and we therefore encourage you to check this section periodically for any changes.

What personal information do we collect?

Personal information is information about an identifiable individual, which includes name, address, email address, telephone number, and other information that identifies you. We may collect personal information from you directly or indirectly. For example, when you register for an Account, you are asked to submit your name, address, email address, telephone number, information regarding the type, price, location and features of your desired property, and other personal information. You may also voluntarily provide us personal information if you email us, inquire about a property, call us, complete an online survey, or otherwise respond to a request from us for information.

Even if you do not register with us, we may automatically collect certain information concerning your visit, such as your Internet Protocol (IP) address and browser information, which will allow us to track your use of the Site. Upon your return to the Site and/or subsequent registration, we will update your profile with your previous search history in order to create a more complete user profile. See section below entitled “What are cookies and web beacons?”

We may also use a third party to help us gather and analyze information about the areas that you visit on the Site to evaluate and improve the client experience and the convenience of the Site, and to help us analyze some or all of the information that you provide to us.

If we collect personal information from you, whether provided to us voluntarily or involuntarily, you are giving us permission, subject to the terms of this Privacy Policy, to use and disclose that information in any manner desired, including without limitation to contact you regarding the Services offered on the Site, to improve or enhance Site performance, to communicate to you about other matters that may be of interest to you, and to respond to any inquiries that you may initiate.

How do we use the information we collect?

When we collect information from you, we may use it for a number of purposes, including to:

- Identify your search preferences so that we can notify you of property listings and other information relating to our business that might be of interest to you;
- Invite you to participate in customer research;
- Measure the advertising effectiveness of our online and other advertisements and events;

- Respond to your comments and inquiries; and
- Help us understand Site activity and improve your use of our Site.

In order for us to maintain the accuracy of your personal information and improve our communication with you, we may also combine the information we collect with other public demographic information.

This Site is not directed to children under the age of 13. We do not collect or maintain personal information, via the Site or otherwise, from those we actually know are children under 13 years of age. If you are under 13, you should not submit any personal information to us. If you are the parent of a child under 13, please help us protect your child's privacy by instructing them never to provide personal information on this Site or any other without your permission.

Who do we share your information with?

Information about our customers is important to our business. We are not in the business of selling personal information to unaffiliated third parties for their commercial use. Under certain circumstances and from time to time, we may share your personal information with third parties as set forth herein.

- **Agents.** In order to offer products and services to you consistent with the purposes identified in this Privacy Policy, we may pass along personal information submitted by you to one or more of our real estate brokers, agents or affiliates, who may use this information to contact you about our sales, leasing, financing and other services. We may also share your personal information with our partners and related companies in the real estate industry, including mortgage lenders, appraisers and real estate management companies, regarding any transaction or service that we think may be of interest to you.
- **Owners and Sponsors.** We may share your personal information with the owners and sponsors of listings on our Site if you are interested in a property. In addition, we may share your personal information with the owners and sponsors of other properties who may seek to sell or lease their properties through us.
- **Service Providers.** We may share certain personal information we collect about you with third parties who perform services for us or with whom we contract for the purposes described in this Privacy Policy. For example, we may use third parties to host the Site, operate certain of its features, send emails, print or send mailings, conduct customer research, and manage and analyze data and our advertising effectiveness. These third party service providers are given the information that they need to perform their designated functions, and we do not authorize them to use or disclose your personal information for their own or any others' marketing purposes.
- **Promotional Offers.** Sometimes we send offers to selected groups of users on behalf of other businesses. When we do this, we do not give that business your name and address.
- **Legal Requests.** On rare occasions we may be required to disclose your information as is required by law pursuant to lawful requests such as subpoenas, court or agency orders, or as we may reasonably determine to be necessary to protect our rights or the rights of others, to avert harm to persons or property, or to enforce this Privacy Policy.
- **Business Transfers.** Your information may be transferred as an asset in connection with a merger or sale (including any transfer made as part of insolvency or bankruptcy

proceedings) involving all or part of our businesses or as part of a corporate reorganization, stock sale or other change in corporate control.

What are cookies and web beacons?

To enhance your experience on the Site, we and some of our third party service providers use "cookies." Cookies are text files we place in your computer's browser to store your preferences. Cookies, by themselves, do not tell us your email address or other personally identifiable information unless you choose to provide this information to us by, for example, registering at our Site. However, once you choose to register with personally identifiable information, this information may be linked to the data stored in the cookie.

We use cookies to understand usage and to improve the content and offerings on the Site. For example, we may use cookies to personalize your experience on the Site (e.g., to recognize you by name when you return to the Site) and to save your password in password-protected areas. We also may use cookies to offer you products, programs or services.

"Web beacons" are small pieces of code placed on a web page to monitor the behavior and collect data about the visitors viewing a web page. For example, web beacons or similar technology can be used to count the users who visit a web page or to deliver a cookie to the browser of a visitor viewing that page. We may use web beacons or similar technology on the Site from time to time for this and other purposes.

In addition, when you visit the Site, third party vendors and advertisers also place or read cookies on your Internet browser. This is a common practice on the Internet; these cookies may be used to determine whether you have visited other web sites, to measure the effectiveness of advertising and links on other web sites, and to provide you with information of potential interest to you, among other purposes. This is not an exhaustive list of all uses of cookies on our Site.

Most Web browsers are set up to accept cookies. You can, however, set your browser to refuse all cookies or to indicate when a cookie is being sent. In addition, cookies can be easily and safely deleted from your system. See your browser's help section for instructions. Should you choose to disable any cookies associated with the Site, you will not be able to take full advantage of all the Site's features, but you should be able to navigate the Site without difficulty.

How do we protect your information?

We have in place what we believe to be reasonable physical, electronic and managerial procedures to safeguard the personal information we collect and help prevent unauthorized access and use of such data. Unfortunately, no collection or transmission of information over the Internet can be guaranteed to be 100% secure, and therefore, we cannot guarantee or warrant the security of any such information.

It is important for you to protect against unauthorized access to your password and to your computer. Be sure to sign off when finished using a shared computer. Additionally, change your passwords often using a combination of letters and numbers, and make sure you use a secure web browser.

You can opt out of receiving promotional email from us by following the "unsubscribe" instructions at the bottom of any emails we may send you, by emailing us, or by following the links on our Site to remove yourself from our mailing list. Unless you open a new account,

enter a contest, inquire about a property, contact us or otherwise subsequently sign up to receive newsletters, emails or personalized online advertisements, you will not receive anything further from us.

Your Rights

Your local privacy laws may grant you rights with respect to your Personal Information, and we will not knowingly discriminate and/or retaliate against you because you have exercised any of your privacy rights. Stated otherwise, we ask and encourage you to openly communicate with us as to your Personal Information so we may appropriately honor your wishes to the extent consistent with this Privacy Policy and the Terms of Use. We will act as a controller of your Personal Information where we will determine how and why personal information can be used. Any comments, complaints, and/or questions may be emailed to marcia.koutellos@elliman.com. California and Texas residents may have additional rights, which we strive, without warranty, to apply everywhere. Both California and Texas require us to respond to your request in forty-five (45) days. Please note that these rights are not guaranteed and there are exceptions, but we will always endeavor to afford you the maximum rights available consistent with applicable law. Regardless, we advise you to learn your rights by consulting with a licensed attorney, but more so, we welcome and encourage you to email us at marcia.koutellos@elliman.com so that we may address your concerns directly.

Change/Removal/Deletion of Personal Information

We need your help in making sure your personal information is correct in our systems. You may submit a request at any time to confirm, limit, correct, delete, retrieve a portable copy of and/or opt-out of the processing, sale, or sharing of your Personal Information by submitting an email to marcia.koutellos@elliman.com or _____. You may also elect via return email not to receive future Marcia Koutellos contacts (i.e. mailings, calls, etc.). In the event you elect not to receive any future contacts from Marcia Koutellos, we will remove your name from all of our contact lists; however, Marcia Koutellos can only promise to remove you from any lists we control. If we decide to deny your request or we fail to comply or acknowledge your request within the requisite statutory time period, you may submit an appeal via email to marcia.koutellos@elliman.com. If you believe you were discriminated against based on your choice to opt-out, you may submit a complaint via email to marcia.koutellos@elliman.com

Contact Us

If you have questions regarding our Privacy Policy, or if you wish to update the personal information you have provided to us, you may do so by emailing us at webprivacy@elliman.com.

Updates and Effective Date

We reserve the right to make changes to our Privacy Policy from time to time for any reason. Such changes, modifications, additions or deletions shall be effective immediately upon posting, unless otherwise indicated. We have no duty or obligation to inform prior visitors that changes have been made, regardless of the scope and importance of the changes. We encourage you to periodically check back and review this Privacy Policy so that you always will know what information we collect, how we use it and to whom we disclose it. Your continued use of the Site after such changes are posted will be deemed to constitute your agreement to and acceptance of such changes.