

HG VORA PRIVACY POLICY

Last Updated: November 2024

This Privacy Policy (“Privacy Policy” or “Policy”) explains how HG Vora Capital Management, LLC (“HG Vora”) (“HG Vora,” or “we,” or “us,” or “our”) collects personal information based on your interactions with us online, including on our website.

This Policy describes our practices with respect to the collection and use of personal information and describes rights you may have with respect to your personal information. By using this website and otherwise interacting with us, you agree to the terms of our Terms of Use, including this Policy.

This Policy does not cover the personal information we collect about employees and independent contractors, or job applicants. This Policy also does not apply to investors, who receive a separate investor privacy policy.

Notice at Collection: Personal Information We Collect

We collect the following categories of personal information:

- **Personal identifiers:** name, email address, your home or billing address, telephone numbers, customer number, user alias, account name and password, IP address
- **Commercial and financial information:** records of products or services ordered or considered; other purchasing or consuming histories; and payment information
- **Internet or other electronic activity information:** your device and browser type, your browsing and search history on our website, and information regarding your interaction with our website and our advertisements
- **Professional information:** job title, information about your employer

We have collected the same categories of personal information in the 12 months prior to the date of this Privacy Policy.

Notice at Collection: Purposes for Collection of Personal Information

We collect your personal information to provide our products and services; to contact you from time to time; to provide you with information about our business; for customer support; to deliver advertisements and marketing promotions and offers about products we think may be of interest to you; to respond to your inquiries; to customize your experience; and to audit and analyze the placement and effectiveness of our advertisements and other marketing efforts.

We also use personal information to monitor or improve our website and applications; for internal business analysis; to prevent fraud, activities that violate our Terms of Use or other

contracts, or that are illegal; and to protect our rights and the rights and safety of our users or others.

For those who interact with us in a commercial capacity, we use your personal information to engage in business transactions with the entity you represent and market to or engage in diligence with the entities you represent.

Notice at Collection: Retention Periods

We retain the categories of personal information we collect for the length of time necessary to provide our services and to comply with legal obligations or to protect our legal rights.

Notice at Collection: Categories of Personal Information We Sell or Share or Use for Targeted Advertising

We do not sell personal information or share it for purposes of cross-context behavioral advertising.

Sources From Which We Collect Personal Information

We collect personal information directly from our customers, website users, and representatives of entities with which we do business or may do business.

Disclosure of Personal Information For Business Purposes in the Past 12 Months

The following chart describes the categories of personal information we disclosed for a business purpose in the 12 months prior to the date of this Policy:

| Categories of Personal Information | Categories of Persons/Entities to Which We Disclosed Personal Information for Business Purposes |
|---|--|
| Personal identifiers: name, email address, your home or billing address, telephone numbers, customer number, user alias, account name and password, IP address | Service providers that process payments, verify customer information, manage customer information and provide customer service (including through our call center and chat features), facilitate email communications, provide security services and cloud-based data storage, host our website and assist with other IT-related functions, advertise and market our products, provide analytics information, and provide legal and accounting services. |
| Commercial and financial information: records of products or services ordered or considered; other purchasing or consuming histories; and payment information | Service providers that process payments, verify customer information, manage customer information and provide customer service (including through our call center and chat features), facilitate email communications, provide security services and cloud-based data storage, host our website and assist with |

| Categories of Personal Information | Categories of Persons/Entities to Which We Disclosed Personal Information for Business Purposes |
|---|---|
| | other IT-related functions, advertise and market our products, provide analytics information, and provide accounting services |
| Internet or other electronic activity information: your device and browser type, your browsing and search history on our website, and information regarding your interaction with our website and our advertisements | Service providers that provide security services and cloud-based data storage, host our website and assist with other IT-related functions, advertise and market our products, and provide analytics information. |
| Professional information: job title, information about your employer | Service providers that process payments, verify customer information, manage customer information and provide customer service (including through our call center and chat features), facilitate email communications, provide security services and cloud-based data storage, host our website and assist with other IT-related functions, advertise and market our products, provide analytics information, and provide accounting services |

Business Purposes for Such Disclosures

We disclosed the aforementioned categories of personal information to the categories of third parties identified above for the following purposes: to manage customer, supplier and vendor accounts and relationships; process payments; verify customers’ identities; fulfill orders and transactions; engage in advertising and marketing; operate our IT systems and secure our systems; prevent fraud and other illegal activities; and to obtain professional advice about legal and accounting matters.

Additional Information About How We May Disclose Personal Information and Purposes for Disclosures

We may also disclose your personal information as required or permitted by law to comply with a subpoena or similar legal process or government request, or when we believe in good faith that disclosure is legally required or otherwise necessary to protect our rights and property or the rights, property or safety of others, including to law enforcement agencies, and judicial and regulatory authorities. We may also disclose your personal information to third parties to help

detect and protect against fraud or data security vulnerabilities. And we may disclose or transfer your personal information to a third party in the event of an actual or potential sale, merger, reorganization of our entity or other restructuring.

Our Use of Cookies and Analytics

We may use cookies, pixel tags, web beacons and other similar tracking technologies (“tracking technologies”) to automatically collect information through our website. Tracking technologies are small data files placed on your computer, tablet, mobile phone, or other devices that record certain pieces of information when you visit our website. We may use these tracking technologies to help identify irregular behavior, prevent fraudulent activity and improve security, as well as making it possible for you to save your preferences and help us understand how you interact with our Services.

We also allow third parties (including Google) to use third party cookies, web beacons, and other storage technologies to collect or receive information about how you interact with our websites and apps and elsewhere on the Internet and use that information to provide analytics and other measurements services. Third parties may also use some of these technologies to assist us in determining if you require assistance or are having problems navigating on our websites or apps, and this may include technologies that record your interactions with the website or app, including without limitation, your keystrokes, mouse clicks, screen touches, and information about when, how and from where you accessed our website or app.

We use Google Analytics to evaluate the use of our website. Google Analytics uses cookies and other identifiers to collect information, such as how often users visit a Site, what pages they visit when they do so, and what other websites they visited prior to visiting our website. For information about Google’s privacy practices, please refer to the Google Privacy Policy.

You may set your browser to notify you when you receive a cookie. Many web browsers also allow you to block cookies. You can disable cookies from your computer system by following the instructions on your browser or at www.youradchoices.com.

Personal Information of Minors

Our products and website are not directed to minors under the age of 13 and we do not knowingly sell or share for purposes of behavioral advertising the personal information of minors, including minors under 16 years of age.

Third Party Websites

Our website may contain links to third-party websites, including social media buttons that link to social media platforms. This Policy does not govern how those third parties or social media

platforms collect or use personal information and we do not endorse or have control over their practices. The privacy policies and terms of use for those third parties' websites/apps

or social media platforms govern those companies' privacy practices. We are not responsible for the content or privacy practices of any third-party websites or platforms.

Securing Your Personal Data

We implement and maintain reasonable security appropriate to the nature of the personal information that we collect, use, retain, transfer or otherwise process. However, there is no perfect security, and reasonable security is a process that involves risk management rather than risk elimination. While we are committed to maintaining a reasonable information security program, no such program can be perfect; in other words, all risk cannot reasonably be eliminated. Data security incidents and breaches can occur due to factors that cannot reasonably be prevented. Accordingly, it cannot be assumed that the occurrence of any given incident or breach results from our failure to implement and maintain reasonable security.

Changes to This Policy

We will review and update this Policy from time to time. If changes are made, we will update the Privacy Policy and reflect the date of such modification in the date above.

Accessibility

To make accessibility-related requests or report barriers, please contact us at ir@hgvara.com.

U.S. State Data Privacy Rights

Consumer Rights Under Comprehensive U.S. State Data Privacy Laws

California law gives state residents various rights with respect to many types of personal information we collect about them, with some exceptions. We list below the rights that may be applicable to our business under California law and to California residents:

Right to Know: The right to confirm whether or not we are processing a resident's personal information and to access such data. California's privacy law gives residents the right to request the following additional information collected since January 1, 2022: Categories of personal information we have collected about them; categories of sources from which such personal information was collected; categories of personal information that the business sold or disclosed for a business purpose about the consumer; categories of third parties to whom the personal information was sold or disclosed for a business purpose; and the business or commercial purpose for collecting your personal information.

Right to Access / Copy: The right to access or request a copy of the personal information we have collected from the resident, subject to certain exceptions.

Right to Delete: The right to request deletion of their personal information that we have collected from or about the resident and to have such information deleted, subject to certain exceptions.

Right to Correct: The right to request that we correct inaccuracies in the resident's personal information, taking into account the nature of personal data and purposes of processing such information.

California Shine the Light

California Civil Code Section 1798.83, also known as the "Shine the Light" law, permits California residents who have an established business relationship with us to annually request information about the personal information disclosed to third parties for their direct marketing purposes in the preceding calendar year. We do not and did not make such disclosures.

Exercising Your Rights

We will respond to requests from residents of states with data privacy laws that apply to us and will do so with respect to the rights that are provided under the requestor's state law as of the effective date of that law. The laws in some states listed above may not be in effect as of the date of this Privacy Policy.

To exercise rights to know, access/copy, delete, correct, or know third parties to whom personal information is disclosed, submit a request at ir@hgvora.com. We will provide a substantive response to these requests within 45 days of the date on which we receive your request. If we require additional information or time to process your requests, we will contact you.

Opt-out Preference Signals and Do Not Track

We do not respond to the DNT or "Do Not Track" signal.

Exercising Your Rights Using Authorized Agents

Agents may submit opt-out requests on behalf of individuals under several state data privacy laws. California residents can designate an agent to submit all other types of requests. If the agent submits an opt-out request on your behalf, the agent will need to provide us with your signed permission indicating the agent has been authorized to submit the opt-out request on your behalf. Agents can submit opt-out requests at ir@hgvora.com.

If you are a California resident and you use an agent to submit other types of requests, the agent will need to provide us with your signed permission indicating the agent has been authorized to submit the request on your behalf. You will also be required to verify your identity directly with us or confirm with us that you provided the agent with permission to submit the request.

Please note that this subsection does not apply when an agent is authorized to act on your behalf pursuant to a valid power of attorney. Any such requests will be processed in accordance with state law pertaining to powers of attorney.

Verification of Requests

When you exercise rights other than opt-out rights, we will take steps to verify your identity. We will ask you for at least two pieces of personal information, depending on the nature of the request, and attempt to match those to information that we maintain or collect about you.

If we are unable to verify your identity with the degree of certainty required, we will not be able to respond to the request. We will notify you to explain the basis of the denial.

When We Do Not Act on a Request – Appeal Process

In some cases, we may not act on your requests (e.g., if we cannot do so under other laws that apply). When this is the case, we will explain our reasons for not providing you with the information or taking the action (e.g., correcting data) you requested.

Additionally, you have the right to appeal our decision by contacting us at same method used to submit requests within 30 days after your receipt of our decision.

Non-Discrimination

If you exercise any of the rights explained in this Privacy Policy, we will continue to treat you fairly. If you exercise your rights under this Privacy Policy, you will not be denied or charged different prices or rates for goods or services or provided a different level or quality of goods or services than others.

Contact Us

If there are any questions regarding this Privacy Policy or to request a copy of this Privacy Policy in another format you may contact us at ir@hgvora.com.