



ARIOSA DIAGNOSTICS PRIVACY NOTICE

EFFECTIVE DATE

This Privacy Notice (“Notice”) is effective May 25, 2018

At Ariosa Diagnostics, Inc., (“Ariosa”), we understand the importance of privacy and are committed to maintaining the confidentiality of your personal data and health information.

This Notice outlines the types of personal data that Ariosa may collect; the means by which Ariosa may process your personal data; the means by which Ariosa may take to protect your personal information; and the choices you are provided with respect to the use of your personal data.

For purposes of this Privacy Notice, “Personal Data” is any information by which you can be individually identified, including, but not limited to, your name, date of birth, contact information, etc.

DATA CONTROLLER AND DATA PROTECTION OFFICER

Ariosa is a company based in California (United States) and is part of the Roche Group. For this reason, processing activities occurring within Ariosa may require processing by affiliates of the Roche Group.

Ariosa’s offices are located at 5945 Optical Court, San Jose, CA. You may reach the office by phone at 1-855-9-ARIOSAS (855-927-4672) or 1-925-854-6246 (International) or email at sjc.clientservices@roche.com.

You may direct written inquiries and requests to Ariosa’s data protection officer at:

Ariosa Diagnostics
ATTN: Privacy Officer
5945 Optical Court
San Jose, CA 95138

In addition, Ariosa’s data protection officer may be reached by email at DiaPrivacy.Notice@roche.com.

CATEGORIES OF INFORMATION TO BE PROCESSED AND/OR TRANSFERRED AND THE PURPOSES FOR WHICH YOUR INFORMATION MAY BE PROCESSED OR TRANSFERRED

Your personal data and samples of your blood will be collected by your Health Care Provider in order to process the Harmony® Prenatal Test (“Harmony Test”). This will include your name, date of birth, contact information (address, phone number), demographic information (gender, date of birth, height), medical record number, information regarding your pregnancy (for example, number of fetuses), and the information about your Health Care Provider and clinic.

Your personal data and samples will be processed in order to perform the Harmony Test. This means that your personal data and samples will be used for the following purposes:

- To ensure the proper management of the request sent by your Health Care Provider to Ariosa;
- To perform the Harmony Test and ensure an accurate and complete analysis by Ariosa;
- To enable Ariosa to store your personal data and samples from the analysis in Ariosa's database; and
- To conduct other operational activities related to the Harmony Test (for example, customer service, genetic services, complaint handling).

The legal basis for processing your personal data in this manner is your consent. In order to take the Harmony Test, your personal data and samples must be processed. *As a result, you will be unable to take the Harmony Test if you do not consent to the processing of your personal data and samples for the purposes described above.*

Use of Leftover Sample for Validation or Research Purposes

You have the option of providing additional consent on the Test Requisition Form to allow your sample to be used for other purposes. If you consent to the use of your sample in this manner, Ariosa and its affiliates may use the unused portions of the sample for laboratory validation, process development, quality control studies, and/or other research purposes. Your sample will be stored with some other data related to your test that will not identify you (such as gestational age, number of fetuses, etc.) and will be stored by Ariosa until it will be used for the described purposes.

The legal basis for processing your sample in this manner is consent. Your consent to the processing of your sample for these purposes is not required in order to take the Harmony Test. *As a result, you can still take the Harmony Test if you do not consent to the use of your sample in this manner.*

RECIPIENTS OF YOUR INFORMATION

Your personal data and blood sample will be used and processed by the following recipients:

- Ariosa and its Employees: Your sample may be used and disclosed by Ariosa and its employees to process the Harmony Test and perform related operational activities. This may include the performance of the Harmony Test; addressing quality or regulatory questions or concerns related to the Harmony Test; performing customer services and support functions; and, if you agree, additional research and validation activities on the blood sample.
- Roche and its Employees: Your sample may be used and disclosed to Roche and its employees to process the Harmony Test and perform related operational activities. This may include the



performance of the Harmony Test; addressing quality or regulatory questions or concerns related to the Harmony Test; performing customer services and support functions; and, if you agree, additional research and validation activities on the blood sample.

- **Sub-Processors:** Your sample may be used and disclosed to sub-processors of Ariosa or Roche to support operational activities related to the Harmony Test.
- **Your Health Care Provider:** Your test results will be disclosed to your Health Care Provider (or to his or her agent)

Any disclosures of your samples and personal data not described above require your authorization before such a disclosure can be made. Please contact our data protection officer if you need to request such a disclosure.

The use and disclosure of your personal data to the recipients described above are required to perform the Harmony Test. *As a result, if you do not consent to the disclosure of your personal data to the recipients described above, you will be unable to take the Harmony Test.*

INTERNATIONAL TRANSFER OF YOUR INFORMATION

The Information that your Health Care Provider collects or receives about you may be transferred to and processed by Recipients which are located outside of your jurisdiction or inside or outside the European Economic Area ("EEA"). This will primarily include the United States, which is not considered to provide an adequate level of data protection under European data protection law. It is also possible that your personal data may also be transferred to other countries such as Switzerland and Canada, which are considered to provide an adequate level of data protection under European law. Ariosa Diagnostics will take all necessary measures to ensure that transfers out of the EEA are adequately protected as required by applicable data protection law.

This data transfer is necessary to perform the Harmony Test in the laboratory, to maintain the test results and data, and to perform other functions which must be done by Ariosa. *As a result, if you do not consent to the transfer of your personal data and sample outside of the EEA for these purposes, you will be unable to take the Harmony Test.*

GENERAL INFORMATION/YOUR RIGHTS

The provision of your personal data is voluntary; however, your failure to provide consent to certain data processing activities may disqualify you from taking the Harmony Test.

Your personal data, including the data generated from the Harmony Test, will be stored for the period required to perform the test and to achieve additional quality and regulatory requirements. This means that your personal data may be retained by Ariosa for up to twenty-five (25) years. Your blood samples will be stored for up to sixty (60) days, which is the amount of time necessary to perform the Harmony



Test and maintain your sample in case re-testing is required by your Health Care Provider. If you provide additional consent for the use of your leftover sample, your sample will be stripped of identifiable information and retained until the sample is used for the purposes described.

Pursuant to applicable data protection laws, you may have the certain rights with respect to your personal data. This includes the right to (i) to request access to your personal data, (ii) to request rectification of your personal data, (iii) to request restriction of processing of your personal data. In addition, if you are reside in the European Economic Area and Switzerland, you may be have additional rights, including the right (i) to request erasure of your personal data, and (ii) to request data portability. To exercise your rights please contact your Health Care Provider or Ariosa directly at the address provided in this Privacy Notice.

You also have the right to withdraw your consent for the processing of your data for these purposes. To exercise this right, you must make a written request to your Health Care Provider or Ariosa directly at the address provided at the beginning of this privacy Notice. Your withdrawal of consent does not affect the lawfulness of processing based on consent before the withdrawal. Additionally, your withdrawal of consent may not impact personal data that has since been anonymized, as it would not be possible to re-identify your personal data.

The data protection officer of Ariosa can be contacted by mail at *Ariosa Diagnostics, ATTN: Privacy Officer, 5945 Optical Court, San Jose, CA 95138* or by email at DiaPrivacy.Notice@roche.com. We will respond to any written complaints within a reasonable period and in any case no more than 30 days.

Your Data Protection Authority (“DPA”) is responsible for making sure that privacy laws are followed. If you are unable to resolve a problem directly with us, have additional inquiries about your data privacy rights, or would like to make a complaint, you have the right to contact your local DPA about any of the above.

This form may contain words that you do not understand. Please ask your Health Care Provider to explain any words or information that you do not clearly understand.

CHANGES TO THIS NOTICE

We reserve the right to change this Privacy Notice and to make the revised Privacy Notice effective for personal data we have about you as well as any personal data we create or receive in the future. We will post the current Notice on our website with its effective date at the top.