

WASHINGTON STATE MY HEALTH, MY DATA ACT PRIVACY POLICY/YOUR PRIVACY RIGHTS

Effective Date: March 31, 2024

LAST UPDATED March 31, 2024

Fitness International, LLC, together with its subsidiaries and affiliates (collectively, “Company” “us,” “we,” or “our”) is committed to protecting the privacy of consumer health data as defined by Washington State’s My Health My Data Act (“Consumer Health Data”) that you may choose to provide us.

Whenever you interact with us on behalf of another individual or entity, such as if you refer a friend to us, you must obtain their consent (or have the legal authority without consent) to share their Consumer Health Data with us.

Scope: This Washington State My Health, My Data Act Privacy Policy (“WA Privacy Policy”) does not apply to data about our own employees, contractors, agents, and job applicants. It also does not apply to information that is not Consumer Health Data or to information about individuals who are not “consumers” under the My Health My Data Act.

Changes: We may update this WA Privacy Policy from time to time. Any updated WA Privacy Policy will be effective when posted. Please check this WA Privacy Policy periodically for updates.

1. Sources of Consumer Health Data

We only collect Consumer Health Data that you choose to provide us directly, such as when you interact with us in person.

We may combine Consumer Health Data you provide with other data about you and use or disclose the combined information for the purposes identified below.

2. Types of Consumer Health Data We Collect

We may collect the following types of Consumer Health Data:

- A. **Health status or treatment information**, such as health measurements (e.g., of height and weight) and any conditions, diagnoses, or other information about your health that you may choose to provide, for example if you elect to participate in a fitness assessment or in connection with exercising certain cancellation rights you may have.
- B. **Inferences about health derived from other health or non-health data**, such as inferences about your overall fitness level.

3. How We Use Consumer Health Data

We may use Consumer Health Data for the following purposes:

- A. **To provide products and services you request**, such as making our services and facilities available to you; providing customer service and communicating with you (including soliciting feedback or responding to requests, complaints, and inquiries); maintaining and otherwise facilitating your relationship with us; and evaluating and improving the products and services you request.
- B. **For legal, safety or security reasons**, such as complying with legal, reporting, and similar requirements; investigating and responding to claims against us, our personnel, and our customers; for the establishment, exercise or defense of legal claims; protecting our, your, our customers', and other third parties' safety, property or rights; detecting, preventing, and responding to security incidents and health and safety issues (including managing spread of communicable diseases); and protecting against malicious, deceptive, fraudulent, or illegal activity.
- C. **In connection with a corporate transaction**, such as if we acquire assets of another business, or sell or transfer all or a portion of our business or assets including through a sale in connection with bankruptcy and other forms of corporate change.

We may use anonymized, de-identified, or aggregated information for any purpose permitted by law.

4. How We Disclose Consumer Health Data

We may disclose the Consumer Health Data described above to third parties, including the categories of recipients described below:

- A. **Affiliates and subsidiaries**, including our subsidiary, Fitness & Sports Clubs, LLC, to provide a product or service that you have requested.
- B. **Service providers** that work on our behalf to provide the products and services you request or support our relationship with you, such as IT providers, internet service providers, data analytics providers, professional consultants (such as accountants and lawyers), and companies that provide business support services, financial administration, or event organization.
- C. **Law enforcement, government agencies, and other recipients for legal, security, or safety purposes**, such as when we share information to comply with law or legal requirements, to enforce or apply our Terms and Conditions and other agreements or policies, and to protect our, our customers', or third parties' safety, property, or rights.
- D. **Other entities in connection with a corporate transaction**, such as if we acquire assets of another entity, or sell or transfer all or a portion of our business or assets including through a sale in connection with bankruptcy and other forms of corporate change.
- E. **Entities to which you have consented to the disclosure.**

5. Data Subject Rights

Washington consumers may have certain rights regarding Consumer Health Data:

- **Right to Access.** You may have the right to confirm whether we process your Consumer Health Data and to obtain information about how we process such data, if any.
- **Right to Delete.** You may have the right to request that we delete Consumer Health Data concerning you, if any.
- **Right to Withdraw Consent.** If you provided consent to process Consumer Health Data, you may have the right to withdraw such consent.

You may exercise the rights available to you via our webform at <https://privacyrights.fitnessintl.com>.

7. Contact Information

If you have questions regarding this WA Privacy Policy, please contact us by clicking on the “Contact” link on our Online Services or by writing to us at:

Attn: Legal Department
P.O. Box 54170
Irvine, CA 92619-4170