

## **TELEMATICS SHARING CONSENT FORM Terms & Conditions**

Data concerning vehicles purchased, rented or leased from Merchants Automotive Group (“MAG”), including data as to the condition and operation of such vehicles, may be collected and transmitted to MAG, its affiliates (collectively, “Merchants Fleet”). Such vehicles may be equipped with a telematics system (e.g., Geotab) to transmit data.

Merchants Fleet recognizes and respects customer privacy. The Merchants Fleet Privacy Policy (as it may be amended, supplemented, or otherwise modified, the “Privacy Policy”) describes the categories of information collected, the purposes of processing such information, how such information is shared and how to ask questions about telematics. The Privacy Policy is available online at <https://www.merchantsfleet.com/privacy-policy>.

The Customer hereby consents, agrees to allow and grants a nationwide, perpetual, fully paid up, non-exclusive and irrevocable license to MAG and its partners to use, access and transfer information collected and transmitted in accordance with this consent form and the Privacy Policy. The Customer acknowledges and agrees that such information may be transferred to jurisdictions that may not offer the same level of data protection as the jurisdiction in which the Customer is located. Furthermore, the Customer acknowledges and agrees that to the extent the consent of the driver is required, the Customer will have and will obtain their consent prior to allowing them to use the equipment.

By continuing the leasing and operation of the vehicles, the Customer acknowledges that it has access to, has read and/or understands Merchants’ Privacy Statement and freely consents to the data collection and transfers described in this consent and the Privacy Policy.

### **Merchants Automotive Group Telematics Data Privacy Statement**

If you purchase, rent or lease vehicle(s) from MAG, or its affiliates (collectively, “Merchants Fleet”) with OEM telematics capabilities or telematics devices such as Geotab, you should read this privacy statement to understand what information these devices generate and transmit—and what we do with it.

#### **Information we collect**

Telematics devices transmit information about the vehicles, including their condition and operational data.

This “telematics information” may include, but is not limited to:

- Vehicle Identification Number (VIN)
- Vehicle location

- Vehicle performance
- Diagnostic data
- Fuel usage
- Software and hardware version numbers
- For more information about what information is collected, please contact your Client Services Representative.

While Merchants Fleet cannot identify the owner or driver of a vehicle with this telematics information alone, we can make that determination when the telematics information is combined with other data as discussed below.

### **What we do with the information**

Merchants Fleet, its affiliates, subsidiaries use telematics information to improve our products and services. This information is also used to:

- Develop statistical studies
- Understand performance issues
- Comply with regulations and laws and protect people and property

To the extent that the telematics information is associated with a part of the Merchants Fleet business that is acquired by another entity, merged with another entity, restructured, sold, or otherwise transferred, Merchants Fleet reserves the right to use and disclose this information.

The telematics information also may be combined with other data that either Merchants Fleet or the applicable subsidiary has collected (e.g., customer order data) in order to better serve you. The telematics information may be used in combination with such customer-identifying information to:

- Fulfill Customer Support Agreements, perform maintenance and repairs, and deliver rental equipment or parts (telematics data may be required for these services)
- Monitor and manage vehicle health and efficiency
- Respond to inquiries, comments and suggestions you may have about your vehicle
- Market research
- Notify you of promotions and special offers by Merchants Fleet, its partners, affiliates, subsidiaries and dealers

In each case, such customer-identifying information shall only be used in accordance with applicable local laws and subject to any applicable privacy statements or agreements between you and Caterpillar or the applicable dealer.

### **Collection method**

The telematics devices are designed to collect telematics information about the vehicles. The telematics information may be transmitted automatically or manually to

Merchants Fleet. If you utilize a service that includes Merchants Fleet telematics, please refer to the privacy statement and/or terms and conditions of your specific service as other data may be collected through that service.

### **Safeguards**

We take appropriate and reasonable steps to protect the telematics information that we process, regardless of where the systems that we use to process telematics information are located. We do this through physical, electronic and procedural safeguards that are designed to protect the confidentiality, integrity and availability of telematics information. Merchants Fleet intends to treat your telematics information respectfully and lawfully.

### **Sharing information**

Your telematics information may be shared by Merchants Fleet, its partners, affiliates, subsidiaries. We also may disclose information to those with a legitimate business reason to access it. This includes third parties who process the information on behalf of Merchants Fleet and its partners, affiliates, subsidiaries. Additionally, telematics information (any customer-identifying information or other personally identifiable information, which would not be telematics information, will only be shared in accordance with the agreement or privacy statement under which they were provided or collected) may be made available to subsequent owners of the equipment.

### **Your consent**

By providing information to us, you consent to its collection and use as described in this document. Some information may be transferred to and processed in countries without laws providing the same level of data protection as your country. Nonetheless, our use and disclosure of your information is subject to this privacy statement regardless of where your information is transferred.

### **Your rights**

You have the right to reasonable access to your personal information (including, in some cases, to update and delete personal information about you). To do so, you must provide satisfactory proof of identity and ownership of the equipment. (We reserve the right to be reimbursed for our costs when applicable.) Please contact your Client Services Representative or you may inquire to Merchants Fleet via e-mail at [leasecontact@merchantsfleet.com](mailto:leasecontact@merchantsfleet.com) for more information.

### **How you can contact us**

For more information, you may inquire at:

Merchants Fleet  
14 Central Park Drive, First Floor,  
Hooksett, NH 03106  
866.653.2737

You may also contact us using <https://www.merchantsfleet.com/contact/> or by calling 866.653.2737.

**Privacy statement changes**

We reserve the right to amend this data privacy statement. Changes will be reflected in the online version of this document. Your continued use of a telematics device or website constitutes your acceptance of those changes.

***Note:** This privacy statement does not apply to telematics devices that may be provided by others or configured to send information to someone other than MAG or its affiliates or subsidiaries.*