



717 South 5600 West, Salt Lake City, UT 84104  
Phone: (801) 532-7777 or (800) 453-4761 Fax: (877) 865-2316

## Privacy Policy

1. **INTRODUCTION.** Bott Enterprises, Inc., doing business as Barco Rent-A-Truck (“Barco,” “we” or “us”), is in the business of truck and other vehicle rentals (the “Business”) to companies and individuals (our “Clients”). This privacy policy (“Privacy Policy”) applies to information you, as one of our Clients, may provide to us in connection with our Business and our relationship with you.

We respect your privacy and are committed to protecting personal or business information which you provide to us. This Privacy Policy is intended to provide notice to you of our data collection and management practices, including the types of information gathered, how it is used and safeguarded, and the degree to which you may control the maintenance and distribution of your information. Your rental agreement with us constitutes acceptance of this Privacy Policy.

2. **INFORMATION AND PERSONAL DATA RECEIVED FROM YOU.** In order to rent our trucks or other vehicles, a Client must enter into a rental agreement with us. In some cases this will include the establishment of an eCommerce payment account or similar arrangement with our bank or other financial institution, or other arrangements for our receipt of payments from you via electronic media. In connection with the establishment of a Client relationship with Barco, including any of these methods for your payments to us, you may disclose to us or to others associated with us certain personal or business information, and other information, about yourself, as the Client. Some of that information may be publically known or available outside of your disclosure of that information to us. This Privacy Policy does not apply to any information you disclose publicly or knowingly make available to others, no matter what public forum or method, including information that is available in business listings, or the internet, or in other form media or information delivery. You may also be responsible for maintaining and updating your information with respect to your account with current and complete information.

3. **USE OF PERSONAL OR BUSINESS DATA.** Barco uses information about you to communicate with you, for invoicing you and receiving payments, and for other ordinary and customary internal business purposes, such as for our business and accounting records and review of these by both our own personnel as well as outside accountants and advisors, for any collection activity that may be necessary, as provided for in your rental agreements, to keep you informed about your account with us, etc. Barco does not share, sell, rent, or disclose any personal or business information that we have collected except for our own business purposes, including those provided for above, or in the following instances: (a) we have received your consent to disclose; (b) we have previously informed you of the disclosure, including by means of our Privacy Policy or rental agreement; (c) we are required by law, legal process, or court order to disclose; (d) disclosure is necessary to identify, contact, or bring legal action against someone who may cause or be causing harm to, or interference with, our rights or property; or (e) to respond to an inquiry, request or complaint that you have made.



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4. **WITH WHOM WE SHARE YOUR INFORMATION.** Barco may share your information with the following entities:

- Third-party financial institutions, lenders, vendors or suppliers, through whom payments may be made to us, who may make loans to us, who provide services or functions on our behalf, such as servicing and repairing trucks or other vehicles returned to us, as well as others we may do business with who require that we disclose to them certain information regarding our Clients in connection with our relationship with such third-parties. These third-parties normally have access to and may collect information only as needed to perform their functions and are not permitted to share or use the information for any other purpose.
- Affiliated entities. We may share your personal information with entities affiliated with Barco. To the extent that our affiliates have access to your information, they will follow practices that are at least as restrictive as the practices described in this Privacy Policy.

We also may share your information:

- In response to any appropriate subpoenas, court orders, or other legal process; to establish or exercise our legal rights; to defend against legal claims; or as otherwise required by law. In such cases we reserve the right to raise or waive any legal objection or right available to us.
- When we believe it is necessary to investigate, prevent, or take action regarding illegal or suspected illegal activities; to protect and defend the rights, property, or safety of Barco, our Clients, or others; and in connection with our rental agreements and other agreements.
- In connection with a business transaction, such as a divestiture, merger, consolidation, or asset sale, or in the unlikely event of bankruptcy.

We also may share aggregate or anonymous information with third parties, including advertisers, persons doing analytical analysis for us, business partners, etc. For example, we may tell our advertisers information regarding certain demographic or similar information about our Clients. This information does not contain any personally identifiable information and is used to develop appropriate products and services we hope will be for the benefit of our Clients.

5. **AUTOMATIC INFORMATION.** If you visit our website, or otherwise communicate with us electronically, this may capture certain information about you or your computer. For example, communicating in this way may result in our receiving and retaining session data, such as your IP address, web browser software, etc. This is not currently used by us in any way, but we understand that this nevertheless may be a result of your use of these methods of communication.



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6. **DATA SECURITY.** Barco takes reasonably appropriate precautions to protect your personal information from unauthorized disclosure and to prevent possible security breaches; however, no system is without its risk. In particular, no electronic or Internet transmission or communication is completely secure and your use of email, communication with us through our website, or other form of electronic communication is at your own risk. Barco protects your billing information by encrypting it on its servers, and uses similar safeguards when you transmit any credit card data or other payment information to us in connection with payments.

7. **NOTIFICATION OF CHANGES.** Barco reserves the right to change this Privacy Policy at any time. In case of any material change to the Privacy Policy, we either will provide a written copy of our Privacy Policy to you, or we will replace any "Privacy Policy" link on the home page of our website with a link entitled "Updated Privacy Policy" for no less than thirty (30) days. You agree that all changes to the Privacy Policy on the link to the home page of our website, effective when posted, will be a substitute for providing you with a written copy of our updated Privacy Policy, and unless you inform us in writing within thirty (30) days of the initial posting that you do not accept the change, you will be deemed to have agreed to, and will be bound by, those changes.

8. **OUR LEGAL RIGHTS.** This Privacy Policy and the relationship between you and Barco shall be governed by the laws of the State of Utah and the United States of America without regard to any conflict of law provisions. You agree to the personal and exclusive jurisdiction of the courts located within Salt Lake City, Utah. You hereby consent to the exclusive jurisdiction and venue of the State and Federal courts in Salt Lake City, Utah, in all disputes arising out of or relating to this Privacy Policy.

To the fullest extent permitted by applicable law, no arbitration or claim under these terms shall be joined to any other arbitration or claim, including any arbitration or claim involving any current or former Clients, and no class arbitration or litigation proceedings shall be permitted.

**HOW YOU CAN CONTACT US.** If you have questions about this Privacy Policy, please contact us at:

Email: [lmahoney@barcorentatruck.com](mailto:lmahoney@barcorentatruck.com)

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Effective Date: August 1, 2015