

# Privacy Policy

Last updated 6/28/2017

By using dietgenius.io, you agree that your de-identified lifestyle survey and genetic results information may be used per the limitations set forth below. Surveys include but are not limited to: any communication with the Diet Genius chatbot, the food survey, any other information willingly submitted to the Diet Genius app.

By using Re:point.io, you further agree that your contact information may be used to send you information about new products, deals, and news at Re:point. You may permanently opt-out of such alerts at any time by clicking the “unsubscribe” button within any of Re:point’s promotional emails.

Re:point built the Diet Genius app as a Commercial app. This SERVICE is provided by Re:point and is intended for use as is.

This page is used to inform website visitors regarding our policies with the collection, use, and disclosure of Personal Information if anyone decided to use our Service.

If you choose to use our Service, then you agree to the collection and use of information in relation to this policy. The Personal Information that we collect is used for providing and improving the Service, and may also be used in a de-identified fashion for research partnerships, within the limitations of the privacy policy as outlined below.

The terms used in this Privacy Policy have the same meanings as in our Terms and Conditions, which is accessible at Diet Genius unless otherwise defined in this Privacy Policy.

## Information Collection and Use

For a better experience, while using our Service, we may require you to provide us with certain personally identifiable information, including but not limited to:

- Age
- Sex
- Diet over the past year
- Supplement regimen over the past year
- Exercise Routine
- Height
- Weight
- Any other pertinent information

The information that we request will be retained by us and used as described in this privacy policy.

The app does use third party services that may collect information used to identify you, including Google Play services, Fitbit, and Facebook.

### **Log Data**

We want to inform you that whenever you use our Service, in a case of an error in the app we collect data and information (through third party products) on your phone called Log Data. This Log Data may include information such as your device Internet Protocol (“IP”) address, device name, operating system version, the configuration of the app when utilizing our Service, the time and date of your use of the Service, and other statistics.

### **Cookies**

Cookies are files with small amount of data that is commonly used as an anonymous unique identifier. These are sent to your browser from the website that you visit and are stored on your device internal memory.

This Service does not use these “cookies” explicitly. However, the app may use third party code and libraries that use “cookies” to collect information and to improve their services. You have the option to either accept or refuse these cookies and know when a cookie is being sent to your device. If you choose to refuse our cookies, you may not be able to use some portions of this Service.

### **Service Providers**

We may employ third-party companies and individuals due to the following reasons:

- To facilitate our Service;
- To provide the Service on our behalf;
- To perform Service-related services; or
- To assist us in analyzing how our Service is used.

We want to inform users of this Service that these third parties have access to your Personal Information. The reason is to perform the tasks assigned to them on our behalf. However, they are obligated not to disclose or use the information for any other purpose.

### **Research partnerships**

Re:point may also forge partnerships to discover and further understand the relationship between genetics and lifestyle information. This data will never be shared with any identifiable information, including name, address, and phone number, and may never be shared on an individual level (meaning outside of cohort information) without the user providing additional consent. Even when express permission is granted to share an individual user's genetic results and/or lifestyle survey, Re:point further agrees to never share the personally identifiable information as listed above.

## **Security**

We value your trust in providing us your Personal Information, thus we are striving to use commercially acceptable means of protecting it. But remember that no method of transmission over the internet, or method of electronic storage is 100% secure and reliable, and we cannot guarantee its absolute security.

## **Links to Other Sites**

This Service may contain links to other sites. If you click on a third-party link, you will be directed to that site. Note that these external sites are not operated by us. Therefore, we strongly advise you to review the Privacy Policy of these websites. We have no control over and assume no responsibility for the content, privacy policies, or practices of any third-party sites or services.

## **Children's Privacy**

These Services do not address anyone under the age of 18. We do not knowingly collect personally identifiable information from children under 18. In the case we discover that a child under 18 has provided us with personal information, we immediately delete this from our servers. If you are a parent or guardian and you are aware that your child has provided us with personal information, please contact us so that we will be able to do necessary actions.

## **Changes to This Privacy Policy**

We may update our Privacy Policy from time to time. Thus, you are advised to review this page periodically for any changes. We will notify you of any changes to the Privacy Policy on this page by contacting users via the email address provided upon account creation. These changes are effective immediately after they are posted on this page.

## **Contact Us**

If you have any questions or suggestions about our Privacy Policy, do not hesitate to contact us.

## **CONSENT**

Last Modified 6/28/2017

You must be 18 or older and a resident of the United States of America to use the Diet Genius.

### **Important terms**

**CLIA:** The Clinical Laboratory Improvement Amendments. CLIA rules govern how labs (like the Helix lab, where your sample is processed) function and run. CLIA rules are federal and apply throughout the US.

**Diet Genius:** A product developed by Re:point, Inc., which allows the user to connect their genetic data from the Helix platform with the activity/diet tracking and gene analysis functions developed by Re:point to discover genomic and lifestyle traits for weight management.

**Genetic Information:** Your sequenced DNA. Our genomic testing partner, Helix, derives it from your saliva sample and stores it, the relevant portion of which is accessed by Re:point for the purpose of offering the end-user the Diet Genius product.

**Re:point:** The developer and owner of the Diet Genius software.

**Helix:** Helix is a marketplace of DNA-powered products that'll help you and your family live healthier, happier, and stronger. Simply sequence your DNA once and unlock a variety of products across a range of categories, including fitness, nutrition, health, family, and more. From profound insights to just-for-fun discoveries, Helix is here to help you live a fuller life.

**Self-Reported Information:** Other details about you that aren't a part of your DNA. It may include details about your health, family tree, lifestyle, and behaviors.

### **Purpose of the Diet Genius**

The Diet Genius (the Coach software) was developed to help guide users through their weight loss journey. It incorporates both genetic data and lifestyle information offering comprehensive suggestions and tips on how to best shed pounds and keep them off.

Via the Diet Genius app, via Facebook messenger, or via text messaging, users may create a dialogue with the Coach software to continually receive new and updated lifestyle suggestions. Whether you have been living a sedentary lifestyle for years, or just want to maintain what you've worked for, the Diet Genius is the app for you.

### **Using the Diet Genius**

## **– DNA Collection and sequencing**

Your DNA is collected by our partner, Helix. They use a lab licensed by the State of California and certified to meet CLIA standards. To learn more, we will refer you to Helix's own platform consent page.

## **– Other information**

The Diet Genius also requires you to input information beyond genetics, to properly determine what exercise and dietary regimen you should follow.

This information may include

- Age
- Sex
- Diet over the past year
- Supplement regimen over the past year
- Exercise Routine
- Height
- Weight
- Any other pertinent information

## **– Improving the Diet Genius**

The Diet Genius is not a product just for today, but for tomorrow as well. To meet our promises to you, the user, you must consent to allowing Re:point to utilize your genetic and other information to run internal studies. These studies will be used primarily to improve the Coach platform, and may be publicized either in an academic journal or in media. No personally identifiable will be shared under any circumstances, and an individual user's non-cohort data may be shared within a publication only with additional consent from the user. If we wish to use your individual, non-cohort results in a study, we will reach out to request that additional consent, which you are under no obligation to provide and which not providing will not affect your use of the Diet Genius.

Users will not benefit financially from any use of their data either in commercialization or in the submission of patent applications.

## **Closing your Diet Genius account**

You may choose to pause your Diet Genius subscription, in which case we will keep your information on file, you will maintain access to any free features, and your account can be reactivated at any time pending renewal of a subscription. If you cancel your subscription, and there is still time remaining on your user license, your subscription will not expire until the end of the period which was paid for.

You may also fully close your Diet Genius account at any time, and Re:point will delete your account and data within 48 hours of written notice to [info@repoint.io](mailto:info@repoint.io). If you wish to re-open your Diet Genius account (after closing), you may be charged for the full initial price of the Diet Genius product, as it will require the re-creation of an account.

## **Benefits**

Our mission is to help you to reach your weight management goals – not just to lose weight, but to maintain your ideal weight in the long run. You can only benefit from the Diet Genius if you utilize the Diet Genius platform regularly. Please be sure to access our long-term programs to help reach your goals. If you feel a feature is missing from the Diet Genius, we encourage you to reach out to us at [info@repoint.io](mailto:info@repoint.io) and let us know what you would like to see in an update.

## **Risks**

There are some risks that come with using the Diet Genius. This includes the possibility of finding out certain attributes you did not wish to know, such as your propensity for gaining weight, for example.

As far as Re:point is concerned, your genetic data is your own, in accordance with Helix policy. There are always risks involved with sharing your genetic information with 3<sup>rd</sup> parties, and please be aware that you are under no legal obligation to do so. Sharing your genetic data may put you at risk for genetic discrimination. The Genetic Information Nondiscrimination Act of 2008 (GINA) prohibits insurance companies and employers from discriminating based on a candidate or applicant's genetic data. However, GINA does not cover other industries, such as life insurance or long term care insurance.

Re:point may need to share your Genetic Information with regulators and law enforcement. We will only share your information when compelled by court order or warrant from a body that has the relevant jurisdiction or to prevent imminent harm. In any instance where legally possible, Re:point will inform the user that their data is being shared with regulators or law enforcement.

## **Security**

The Diet Genius data is stored on an industry-standard security platform. We also hold your identifiable and non-identifiable data in separate silo's for additional security. While Re:point assumes responsibility that your data will be held in accordance with this plan, we assume no liability for any illegal access to our servers or systems by outside criminal parties where reasonable security standards were maintained.

### **Scientific Basis and Limitations**

The Diet Genius takes your personal genomic data and pairs SNP's with academic studies showing at least a 95% statistical significance affecting health and wellness as related to Diet Genius parameters. The SNP's used in your results include those with relationships to metabolic pathways and other predispositions. Diet Genius parameters include, but are not limited to: macronutrient intake (proteins, fats, carbs), micronutrient intake (vitamins and minerals), suggested weight loss diet, type of fats which should be consumed, and whether supplementation might be beneficial. The Diet Genius ranks studies based on P-factor, cohort size, and effect size. The Coach Software also considers your personal habits, weight, and preferences in giving results.

The Diet Genius may or may not help you on your weight loss journey. There is also a chance that results will not be the best course of action for the user, as all suggestions are based upon academic studies and cohort data exercises. If you feel our results are incorrect, let us know by participating in questionnaires within the Diet Genius, or by reaching us at [info@repoint.io](mailto:info@repoint.io).

### **Questions about the Diet Genius or Re:point**

If you have any questions about Re:point, The Diet Genius, or anything at all, please reach us at [info@repoint.io](mailto:info@repoint.io)