

SOPHiA CarePath™ for DEEP-Lung-IV Privacy Policy

WHO WE ARE

SOPHiA GENETICS SAS, which is headquarter Technopole Izarbel, 158 allée Fauste d’Elhuyar 64210 Bidart, France (“SOPHiA GENETICS”, “we”, “us” and “our”) is conducting a retrospective, prospective, observational, international and multicentric study on patients diagnosed with metastatic non-small cell lung cancer (“NSCLC”) (treated in the first line setting) (the “Study”).

SOPHiA GENETICS has developed the SOPHiA CarePath™ platform (the “CarePath Platform”), a web-services platform (i) to allow the visualization of the personal data collected and processed in the context of the Study; and (ii) to provide statistical information (cohorting) related to said personal data based on the aggregation and the meta-analysis performed as part of the Study.

In this context, SOPHiA GENETICS provides to the participant sites of the DEEP-Lung-IV Study (the “Site(s)”) a right for their authorized end-users (the “User(s)”) to access and use the CarePath Platform.

SOPHiA GENETICS values the Users' and Study's participants (collectively the “Data Subjects”) privacy. SOPHiA GENETICS is committed to process all personal data with care, confidentiality, integrity, and transparency.

This Privacy Policy may be amended from time to time, notably to comply with applicable data protection laws, regulations, and guidelines provided by public authorities (“Applicable Data Protection Laws”).

ROLES AND RESPONSABILITIES

This Privacy Policy explains how the Data Subjects' personal data (the “Personal Data”) are processed through the CarePath Platform. For the sake of clarity, and in accordance with Applicable Data Protection Laws, Personal Data means any information relating to an identified or identifiable natural person.

SOPHiA GENETICS and the Sites process Personal Data as a data controller for their reciprocal processing operations.

SOPHiA GENETICS is the data controller for the performance of the Study.

The Sites are the data controller for the processing of Personal Data as part of the normal medical care and treatment provided to the Study participants. The Sites are also the data controller for the processing of the Users Personal Data as part of the use of the CarePath Platform.

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PERSONAL DATA WE COLLECT

Users Personal Data

What type of data are collected and processed?	Upon the Sites' request, SOPHiA GENETICS creates the Users' profile and grants them access to the CarePath Platform. To create an account, Customer provides SOPHiA GENETICS with the User's name, surname, employer details, professional email address, professional phone number, and log-in details. SOPHiA GENETICS is also collecting and processing cookies about the use of the CarePath Platform, as further explained below.
Why do we use them?	These Personal Data are necessary to create User's access rights to the CarePath Platform and to monitor the CarePath Platform usage. These Personal Data are also collected to improve the User's experience, the CarePath Platform features, and to ensure the CarePath Platform security.
For how long do we keep the data?	The Personal Data are retained in the active database of SOPHiA GENETICS for the duration of the contract between the Sites and SOPHiA GENETICS. In addition, SOPHiA GENETICS retains Personal Data for the period required under Applicable Data Protection Law.
What about cookies?	A cookie is a small text file containing small amounts of information that is downloaded onto your device (e.g., a computer or smartphone) when you navigate on the web or use an application connected to the web, such as the CarePath Platform. It allows the website or application to recognize that user and personalize the displayed content for this user. Subject to the user's choices, cookies are used to send information to the user's browser and allow that browser to send information back to the visited website. We use cookies for personalizing the content, analyzing the traffic and the use of the CarePath Platform, and generating statistical information. At SOPHiA GENETICS, we have decided to limit the retention period for cookies, and they don't exceed 13 months. You may find additional information about our cookies processing here: https://www.sophiagenetics.com/cookie-policy/

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Study Participants Personal Data

What type of data are collected and processed? Personal Data pertaining to the Study's participants are collected directly by the Sites, as part of the Study, and uploaded into the CarePath Platform by SOPHiA GENETICS. The Personal Data processed are the following: identification data (identification number), clinical characteristics related to the participant's disease (for example, stage of the disease, treatments received, response to treatment), genetic analysis of tumor (genetic mutations in the tumor DNA), radiology images (scanners such as CT, MRI and Positron Emission Tomography (PET) scans), as well as the participant's general health data (for example, personal medical history, diagnosis, pathology and associated events, state of health, treatments, vital status, as well as ethnicity).

Why do we use them? Primarily, these Personal Data are collected by the Sites for the performance of the Study sponsored by SOPHiA GENETICS. Secondly, we may use pseudonymized data for the improvement and/or development of our products and/or services, for our scientific and/or medical research projects, or for the development of aggregated statistical data. Further processing for the performance of case study is conducted based on fully anonymized data. We diligently assess our legitimate interests, taking into careful consideration the interests, freedoms, and fundamental rights of the Data Subject. We firmly believe that the Data Subject's interests should always take precedence over our own.

For how long do we keep the data? In accordance with Applicable Data Protection Law, these Personal Data will be retained in a pseudonymized form for the duration of the Study to enable us to conduct the Study. After the Study ends, Personal Data will be archived for fifteen (15) years before destruction. For the secondary purposes of processing and after the Study ends the Personal Data will be retained for five (5) years and will be archived for ten (10) years before destruction. We may also keep the Personal Data longer pursuant to any requirements by Applicable Data Protection Law.

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LEGAL BASIS

The Sites inform, collect, and process the **User's** Personal Data based on the **contractual** relationship between them.

SOPHiA GENETICS also processes **User's** Personal Data for its **legitimate interests** to improve, develop, and promote the CarePath Platform and its products and/or services in general, as well as to generate statistics. SOPHiA GENETICS also processes **User's** Personal Data to comply with its **legal and regulatory obligations**.

The Sites inform, collect and process the **Study's participants'** Personal Data based on the **consent**.

SOPHiA GENETICS also processes the **Study's participants'** Personal Data based on the **consent** obtained from the Study's participants by the Sites.

ACCESSING AND SHARING PERSONAL DATA

Users Personal Data

The Personal Data of the Users will be accessible by SOPHiA GENETICS' employees, providers and contractors to provide the services associated to the CarePath Platform, such as support activities, maintenance operations.

Such third parties may have access to Personal Data for the purpose of performing the services for which they have been engaged. However, such service providers shall remain under contractual obligations, particularly confidentiality obligations, for as long as they hold relevant Personal Data.

Before we share any data to third parties, we make sure that said third parties, which receive the data, offer the necessary standards of data protection required by Applicable Data Protection Law, either due to mandatory legal requirements or due to data protection agreements or contractual instruments signed with the third parties in question.

Study Participants Personal Data

The Personal Data of the Study's participants will be accessible by:

- entities of the SOPHiA GENETICS group directly involved in the Study, based in France and Switzerland, as well as their staff and consultants;

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- the persons responsible for the processing and analysis of data;
- the persons in charge of regulatory affairs and the registration of the study with the competent authorities; and
- independent experts responsible for reviewing the data to verify the results of the study, under strict security conditions.

We will ensure that these people will be subject to confidentiality obligations and that they will only be able to access the Personal Data within the limits of their professional responsibilities, under conditions that comply with laws and regulations.

If the Study is the subject of a publication, the presentation of the results will, in no way, allow direct or indirect identification of the Data Subjects.

INTERNATIONAL DATA TRANSFER

The Personal Data will be electronically hosted on the computer servers of SOPHiA GENETICS, and its subcontractors, located in France, Ireland, Netherlands and Switzerland, and are accessible to SOPHiA GENETICS SA, SOPHiA GENETICS SAS and their subcontractors (for example, Microsoft Azure who supports our cloud infrastructure).

The transfer of the Personal Data to third countries is supervised so that the Personal Data continues to benefit from an appropriate level of protection. In particular, Switzerland offers an adequate level of protection of personal data by decision of the European Commission dated 07/26/2000 -

<https://eur-lex.europa.eu/legal-content/FR/TXT/HTML/?uri=CELEX:32000D0518&from=E>

SOPHiA GENETICS has also implemented the appropriate technical, operational and contractual safeguards to limit the risk of transfer of the Personal Data to the United States of America, as SOPHiA GENETICS is using cloud service solutions from Microsoft Azure, whose parent company is based in the United States of America.

All health data will only be hosted with Health Data Hosting (HDS)-certified hosts.

COMPLIANCE WITH LAW & REGULATIONS

SOPHiA GENETICS cooperates with government and law enforcement officials and private parties to enforce and comply with Applicable Data Protection Law. We may be required to disclose the Personal Data of an individual in response to a lawful request by public authorities,

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to meet national security, law enforcement or other legal requirements.

DATA SECURITY

We are committed to keeping Personal Data secure in our daily activity. We always consider the context and purposes of processing as well as the likelihood and impact of risks relating to Personal Data to adapt our security measures. Therefore, we implement appropriate technical and organizational measures and apply strict procedures and security features to prevent unauthorized access, loss, or damage to Personal Data. SOPHiA GENETICS implements appropriate technical and organizational measure in accordance with Applicable Data Protection Law. Such measures include, without limitation:

- ISO27001 certification;
- Physical access control;
- Logical access control;
- Login information regulated with complex password and token;
- End-to-end encryption;
- Pseudonymization and de-identification of genetic and other health related data;
- Segregation of data;
- Confidentiality undertaking for all representative who access the data
- For French customers all the data are hosted on an “Hébergeur de données de santé” certified server.

We always use extra caution when we entrust third parties to handle Personal Data and we require that they abide by the same standards as we apply.

In addition, the Personal Data of the **Study’s participants** will be processed by SOPHiA GENETICS, in a coded form (pseudonymized/de-identified), without mentioning the family name or first name or any other information which could directly identify the participant. Furthermore, SOPHiA GENETICS will not have access to the participant’s identity. The participant’s full identity (first name, last name) will never be processed for the Study, and the participant’s will only be identified by an identification number.

INDIVIDUAL RIGHTS

Taking into account the nature of the processing, SOPHiA GENETICS manages with the Sites to respond to Data Subjects rights requests under Applicable Data Protection Law to:

- Confirm the existence of data processing;

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- Access Personal Data;
- Review, update, correct, delete, restrict, block, object Personal Data;
- Request data portability
- Request information from public and private entities with which we have shared Personal Data;
- Request information on the possibility of not providing consent and on the consequences of refusal;
- Revoke consent.

CONTACT US – DATA PROTECTION OFFICER

If you have questions regarding this Privacy Policy or how Personal Data are processed, please contact SOPHiA GENETICS' Data Protection Officer, at SOPHiA GENETICS SA, La Piece, 12, 1180 Rolle, Switzerland or via email at privacy@sophiagenetics.com.

COMPLAINT TO AUTHORITIES

You may file a complaint with your local data protection authority if you consider that any processing of Personal Data infringes upon the requirements of the Applicable Data Protection Laws. However, we invite you to contact us prior to doing so.

CHANGES TO PRIVACY POLICY

This Privacy Policy is effective as of the date of its last revision. We reserve the right to change this Privacy Policy at any time. When we make changes, we will post the changed Privacy Policy on the CarePath Platform and our Website, and it will become effective immediately.