

# Privacy Policy

Protecting your private information is our priority. This Statement of Privacy applies to [www.topgunballooning.org](http://www.topgunballooning.org), and Top Gun, LLC and governs data collection and usage. For the purposes of this Privacy Policy, unless otherwise noted, all references to Top Gun, LLC include [www.topgunballooning.org](http://www.topgunballooning.org) and Top Gun. The Top Gun website is a Top Gun Club Membership and Information site. By using the Top Gun website, you consent to the data practices described in this statement.

## Collection of your Personal Information

In order to better provide you with products and services offered, Top Gun may collect personally identifiable information, such as your:

- First and Last Name
- Mailing Address
- E-mail Address
- Phone Number
- Pilot Certificate Information

If you purchase Top Gun's products and services, we collect billing and credit card information. This information is used to complete the purchase transaction.

We do not collect any personal information about you unless you voluntarily provide it to us. However, you may be required to provide certain personal information to us when you elect to use certain products or services. These may include: (a) registering for an account; (b) entering a sweepstakes or contest sponsored by us or one of our partners; (c) signing up for special offers from selected third parties; (d) sending us an email message; (e) submitting your credit card or other payment information when ordering and purchasing products and services. To wit, we will use your information for, but not limited to, communicating with you in relation to services and/or products you have requested from us. We also may gather additional personal or non-personal information in the future.

## Use of your Personal Information

Top Gun collects and uses your personal information to operate and deliver the services you have requested.

Top Gun may also use your personally identifiable information to inform you of other products or services available from Top Gun and its affiliates.

## Sharing Information with Third Parties

Top Gun does not sell, rent or lease its customer lists to third parties.

Top Gun may share data with trusted partners to help perform statistical analysis, send you email or postal mail, provide customer support, or arrange for deliveries. All such third parties are

prohibited from using your personal information except to provide these services to Top Gun, and they are required to maintain the confidentiality of your information.

Top Gun may disclose your personal information, without notice, if required to do so by law or in the good faith belief that such action is necessary to: (a) conform to the edicts of the law or comply with legal process served on Top Gun or the site; (b) protect and defend the rights or property of Top Gun; and/or (c) act under exigent circumstances to protect the personal safety of users of Top Gun, or the public.

### **Automatically Collected Information**

Information about your computer hardware and software may be automatically collected by Top Gun. This information can include: your IP address, browser type, domain names, access times and referring website addresses. This information is used for the operation of the service, to maintain quality of the service, and to provide general statistics regarding use of the Top Gun website.

### **Use of Cookies**

The Top Gun website may use "cookies" to help you personalize your online experience. A cookie is a text file that is placed on your hard disk by a web page server. Cookies cannot be used to run programs or deliver viruses to your computer. Cookies are uniquely assigned to you, and can only be read by a web server in the domain that issued the cookie to you.

One of the primary purposes of cookies is to provide a convenience feature to save you time. The purpose of a cookie is to tell the Web server that you have returned to a specific page. For example, if you personalize Top Gun pages, or register with Top Gun site or services, a cookie helps Top Gun to recall your specific information on subsequent visits. This simplifies the process of recording your personal information, such as billing addresses, shipping addresses, and so on. When you return to the same Top Gun website, the information you previously provided can be retrieved, so you can easily use the Top Gun features that you customized.

You have the ability to accept or decline cookies. Most Web browsers automatically accept cookies, but you can usually modify your browser setting to decline cookies if you prefer. If you choose to decline cookies, you may not be able to fully experience the interactive features of the Top Gun services or websites you visit.

### **Links**

This website contains links to other sites. Please be aware that we are not responsible for the content or privacy practices of such other sites. We encourage our users to be aware when they leave our site and to read the privacy statements of any other site that collects personally identifiable information.

### **Security of your Personal Information**

Top Gun secures your personal information from unauthorized access, use, or disclosure. Top Gun uses the following methods for this purpose:

## - SSL Protocol

When personal information (such as a credit card number) is transmitted to other websites, it is protected through the use of encryption, such as the Secure Sockets Layer (SSL) protocol.

We strive to take appropriate security measures to protect against unauthorized access to or alteration of your personal information. Unfortunately, no data transmission over the Internet or any wireless network can be guaranteed to be 100% secure. As a result, while we strive to protect your personal information, you acknowledge that: (a) there are security and privacy limitations inherent to the Internet which are beyond our control; and (b) security, integrity, and privacy of any and all information and data exchanged between you and us through this Site cannot be guaranteed.

### **Right to Deletion**

Subject to certain exceptions set out below, on receipt of a verifiable request from you, we will:

- Delete your personal information from our records; and
- Direct any service providers to delete your personal information from their records.

Please note that we may not be able to comply with requests to delete your personal information if it is necessary to:

- Complete the transaction for which the personal information was collected, fulfill the terms of a written warranty or product recall conducted in accordance with federal law, provide a good or service requested by you, or reasonably anticipated within the context of our ongoing business relationship with you, or otherwise perform a contract between you and us;
- Detect security incidents, protect against malicious, deceptive, fraudulent, or illegal activity; or prosecute those responsible for that activity;
- Debug to identify and repair errors that impair existing intended functionality;
- Exercise free speech, ensure the right of another consumer to exercise his or her right of free speech, or exercise another right provided for by law;
- Comply with the California Electronic Communications Privacy Act;
- Engage in public or peer-reviewed scientific, historical, or statistical research in the public interest that adheres to all other applicable ethics and privacy laws, when our deletion of the information is likely to render impossible or seriously impair the achievement of such research, provided we have obtained your informed consent;
- Enable solely internal uses that are reasonably aligned with your expectations based on your relationship with us;
- Comply with an existing legal obligation; or
- Otherwise use your personal information, internally, in a lawful manner that is compatible with the context in which you provided the information.

### **Children Under Thirteen**

Top Gun does not knowingly collect personally identifiable information from children under the age of thirteen. If you are under the age of thirteen, you must ask your parent or guardian for

permission to use this website.

### **E-mail Communications**

From time to time, Top Gun may contact you via email for the purpose of providing announcements, promotional offers, alerts, confirmations, surveys, and/or other general communication. In order to improve our Services, we may receive a notification when you open an email from Top Gun or click on a link therein.

If you would like to stop receiving marketing or promotional communications via email from Top Gun, you may opt out of such communications by [Click on Unsubscribe](#).

### **External Data Storage Sites**

We may store your data on servers provided by third party hosting vendors with whom we have contracted.

### **Changes to this Statement**

Top Gun reserves the right to change this Privacy Policy from time to time. We will notify you about significant changes in the way we treat personal information by sending a notice to the primary email address specified in your account, by placing a prominent notice on our website, and/or by updating any privacy information. Your continued use of the website and/or Services available after such modifications will constitute your: (a) acknowledgment of the modified Privacy Policy; and (b) agreement to abide and be bound by that Policy.

### **Contact Information**

Top Gun welcomes your questions or comments regarding this Statement of Privacy. If you believe that Top Gun has not adhered to this Statement, please contact Top Gun at:

Top Gun, LLC  
PO Box 90236  
Albuquerque, New Mexico 87199

Email Address:  
[secretary@topgunballooning.org](mailto:secretary@topgunballooning.org)

Telephone number:  
(702) 845-0080

Effective as of March 11, 2023