

Vantive Claria with Sharesource – EU Data Act Connected Product & Related Service Terms

These EU Data Act terms (the “Terms”) are incorporated into and part of the Agreement between Vantive US Healthcare LLC and its affiliates (collectively, “Vantive”) and you, if you are a legal entity with which Vantive has an existing contract for the provision of Claria with Sharesource. In such instance, you are the “User” under the EU Data Act. These Terms only apply to Users and do not apply to other legal or natural persons. Vantive may update these Terms at any time and in Vantive’s discretion to address any appropriate updates, ensure accuracy, and ensure provision of disclosures required by applicable law.

A. Connected Product Disclosures

Pursuant to the EU Data Act, Regulation (EU) 2023/2854, Vantive provides the below information to Users of Claria (the “Connected Product”). Terms used herein that are defined terms under the EU Data Act, whether capitalized or not, shall have the meanings afforded to them therein.

1. “Product Data” means Data generated by the use of a Connected Product that the manufacturer designed to be retrievable, via an electronic communications service, physical connection or on-device access, by a User, Data Holder or a third party, including, where relevant, the manufacturer.
2. The Connected Product is capable of generating the following types of Product Data, in the below-listed formats and at the below-listed estimated volumes:

Type of Product Data	Format	Estimated Volume
StartDate EndDate CurrentCycle TotalCycles DayCycle StartPatientVolume EndPatientVolume CycleUfVolume RecoveredIDrainVolume Bypassed ByteCount ReplenishVolume ReplenishSource EmptiedVolume PatientVolume TherapyErrorCode SerialNumber ControlProcessorVersion SafetyProcessorVersion TherapyMode TherapyVolume TherapyTime FillVolume LastFillVolume SameDextrose TidalVolumePct TotalUf	Proprietary binary format	Dependent on the User

TidalModulus FlushBeforeFill FullDrainsEnabled SmartDwells SmartDwellsUp SmartDwellsDown DrainToEmpty InitialDrainVol MinimumDrainPct NumberDayFills DayFillVolume FluidTemperature LowFillMode PositiveUfLimit NegativeUfLimit InitialDrainTime NightDrainTime LastFillMDrain LFMDUfTarget LFMDAlarm HeaterBagEmpty TwoChamberBag ResetPatWeight PatientWeight ExpectedCycleUf TherapyAborted LostDwellTime LastFill TotalFill TotalDrain DwellCycles CycleDwellTime DrainCycles CycleDrainTime UfTotal UfCycles CycleUf TotalRecoveredIDrain BypassCnt ManualDrainCnt WeightDataEntered BloodPressureEntered Concentrate1Entered Concentrate2Entered LastBagConcentrateEntered ExchangesDataEntered DrainTimeEntered ManualDrainEntered ManualFillEntered DextrosePctEntered PatientWeight BloodPressure1 BloodPressure2 Concentrate1 Concentrate2 LastBagConcentrate		
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DaytimeConcentrate DaytimeDrain DaytimeFill DayDrainTime DaytimeCycles PatientWeightX10 PatientWeightTenths NitrinealAvailable ExtranealAvailable Audio Brightness CurrentLanguage ProgramLocked AutoDim InitialDrainBypassEnabled		
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3. The Connected Product is capable of generating Product Data continuously and in real time as long as it is being used by the patient.
4. The Connected Product is capable of storing Product Data on-device. The Connected Product is capable of storing Product Data on a remote server through the use of Connected Service - Sharesource.
5. Users of Vantive Connected Products and Related Services (and their patients) are located across the globe. Vantive will retain, backup and maintain all hosted data for the minimum period required by applicable laws, rules, regulations and guidelines, unless Vantive and its User have agreed otherwise by written agreement. The standard data retention period is 10 years if no other regulation or agreement exists.
6. All in-scope data is available to Users directly in the Sharesource Platform or on the Connected Product and there is no known impediment for the Customers and/or Users ability to retrieve this data directly. Regardless, Vantive provides a method to request such data directly from Vantive as a courtesy to Users – please contact us at [Get in Touch With Vantive | Vantive: Extending Lives and Expanding Possibilities](#).

B. Related Service Disclosures

Pursuant to the EU Data Act, Vantive provides the below information to Users of Sharesource (the “Related Service”). Terms used herein that are defined terms under the EU Data Act, whether capitalized or not, shall have the meanings afforded to them therein.

Product Data

1. In conjunction with provision of the Related Service, Vantive expects to obtain the following Product Data:

Nature of Product Data	Collection Frequency	Estimated Volume
StartDate EndDate CurrentCycle TotalCycles DayCycle	All data is collected after each therapy is concluded.	Dependent on the User

StartPatientVolume EndPatientVolume CycleUfVolume RecoveredIDrainVolume Bypassed ByteCount ReplenishVolume ReplenishSource EmptiedVolume PatientVolume TherapyErrorCode SerialNumber ControlProcessorVersion SafetyProcessorVersion TherapyMode TherapyVolume TherapyTime FillVolume LastFillVolume SameDextrose TidalVolumePct TotalUf TidalModulus FlushBeforeFill FullDrainsEnabled SmartDwells SmartDwellsUp SmartDwellsDown DrainToEmpty InitialDrainVol MinimumDrainPct NumberDayFills DayFillVolume FluidTemperature LowFillMode PositiveUfLimit NegativeUfLimit InitialDrainTime NightDrainTime LastFillMDrain LFMDUfTarget LFMDAlarm HeaterBagEmpty TwoChamberBag ResetPatWeight PatientWeight ExpectedCycleUf TherapyAborted LostDwellTime LastFill TotalFill TotalDrain DwellCycles CycleDwellTime DrainCycles CycleDrainTime	There is no real time collection of the data.	
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UfTotal UfCycles CycleUf TotalRecoveredIDrain BypassCnt ManualDrainCnt WeightDataEntered BloodPressureEntered Concentrate1Entered Concentrate2Entered LastBagConcentrateEntered ExchangesDataEntered DrainTimeEntered ManualDrainEntered ManualFillEntered DextrosePctEntered PatientWeight BloodPressure1 BloodPressure2 Concentrate1 Concentrate2 LastBagConcentrate DaytimeConcentrate DaytimeDrain DaytimeFill DayDrainTime DaytimeCycles PatientWeightX10 PatientWeightTenths NitrinealAvailable ExtranealAvailable Audio Brightness CurrentLanguage ProgramLocked AutoDim InitialDrainBypassEnabled		
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2. Users of Vantive Connected Products and Related Services (and their patients) are located across the globe. Vantive will retain, backup and maintain all hosted data for the minimum period required by applicable laws, rules, regulations and guidelines, unless Vantive and its User have agreed otherwise by written agreement. The standard data retention period is 10 years if no other regulation or agreement exists.
3. The Product Data described in the above chart will be stored primarily on Vantive AWS cloud server in Frankfurt, Germany.
4. To access or retrieve the Product Data, a User may contact us here: [Get in Touch With Vantive | Vantive: Extending Lives and Expanding Possibilities.](#)
5. In conjunction with provision of the Related Service, Vantive expects to generate the following Related Service Data:

Nature of Related Service Data	Estimated Volume
DayFillsCnt DayFillVolume HeaterBagEmptyEnabled InitDrainTime InitDrainVol InitialDrainBypassEnabled LastFillManualDrainAlarmEnabled LastFillManualDrainEnabled LastFillManualDrainUfTarget LastFillVolume MinDrainVolPct NegUfLimitPct NightDrainTime NightFillVolume NightTherapyTime PosUfLimitVol ProgramLocked SameDextrose SmartDwellsDownEnabled SmartDwellsEnabled SmartDwellsUpEnabled TherapyMode TherapyType TherapyVolume TidalFullDrainModulus TidalFullDrainsEnabled TidalTotalUf TidalVolumePct DextroseUsFormatEnabled DisplayExtraneal DisplayNitrineal DisplayWeightInTenths LastBagDextroseSurveyEnabled ManualDextrosePctSurveyEnabled ManualDrainTimeSurveyEnabled ManualDrainVolumeSurveyEnabled ManualFillVolumeSurveyEnabled NightDextroseSurveyEnabled PreBloodPressureSurveyEnabled PreWeightSurveyEnabled AutoDimEnabled BrightnessLevel CurrentMarket FluidTemp FlushBeforeFillEnabled Language LoudnessLevel MetricUnitsEnabled ResetPatientWeightEnabled TwoChamberBagEnabled	Dependent on the User

Related Service Data

6. “Related Service Data” means Data representing the digitisation of User actions or of events related to the Connected Product, recorded intentionally by the User or generated as a by-product of the User’s action during the provision of a Related Service by the provider.
7. Users of Vantive Connected Products and Related Services (and their patients) are located across the globe. Vantive will retain, backup and maintain all hosted data for the minimum period required by applicable laws, rules, regulations and guidelines, unless Vantive and its User have agreed otherwise by written agreement. The standard data retention period is 10 years if no other regulation or agreement exists.
8. The Related Service Data described in the above chart will be stored on Vantive AWS cloud server in Frankfurt, Germany.
9. All in-scope data is available to Users directly in the Sharesource Platform or on the Connected Product, and there is no known impediment for the Customers and/or Users ability to retrieve this data directly. Regardless, Vantive provides a method to request such data directly from Vantive as a courtesy to Users – please contact us here: [Get in Touch With Vantive | Vantive: Extending Lives and Expanding Possibilities](#).

Readily Available Data

10. “Readily Available Data” means Product Data and Related Service Data that a Data Holder lawfully obtains or can lawfully obtain from the Connected Product or Related Service, without disproportionate effort going beyond a simple operation.
11. Vantive expects to use Readily Available Data for the following purposes: provision of existing product and services; improvement of existing products and services; development and improvement of new products and services; internal data analytics purposes; compliance with applicable legal obligations; performance of contracts; provision of customer service; troubleshooting and maintenance; performance of our legitimate business objectives and administering technical and organizational security measures.
12. Vantive does intend to allow one or more third parties to use Readily Available Data for purposes agreed upon with the User.

Other Provisions

13. The prospective Vantive Data Holders are listed here [Get in Touch With Vantive | Vantive: Extending Lives and Expanding Possibilities](#):
 - a. To contact and communicate with Vantive, please contact us at: [Get in Touch With Vantive | Vantive: Extending Lives and Expanding Possibilities](#)
14. To request that Vantive share Data with a third party, or to end the sharing of Data with a third party, please contact us at: [Get in Touch With Vantive | Vantive: Extending Lives and Expanding Possibilities](#).
15. Users have the right to lodge a complaint alleging infringement of any provisions of the EU Data Act with the competent authority designated pursuant to Art. 37 of the EU Data Act.

16. Vantive may be a holder of trade secrets contained in the Data that is accessible from the Connected Product or generated during the provision of a Related Service.
17. These Terms shall be valid between the User and Vantive for the duration of the Agreement between the User and Vantive. These Terms may be terminated as between User and Vantive by terminating the Agreement between the User and Vantive in accordance with the termination provisions of such Agreement.