

Privacy Policy

Last Modified: August 21st, 2024

Along with our Privacy Policy, please feel free to review our Terms and Conditions.

Purpose

The Creative Bombshell LLC (hereinafter “we,” “our,” “us”) is committed to protecting your privacy and maintaining a quality online experience for our website users.

This Privacy Policy describes the type of personal information we may collect from you or that you may provide when you visit www.thecreativebombshell.com (hereinafter “Website”) and our practices for handling, storing, and protecting that information as well as your rights in relation to your personal information and how you can contact us and supervisory authorities in the event you have questions about how we handle your personal information.

Privacy Policy Consent

Please read this Privacy Policy carefully and in its entirety before using our Website. If you do not agree with our policies and practices regarding your personal information and how we will treat it, your choice is to not use our Website. Your use of our Website constitutes your voluntary acceptance to be bound by this Privacy Policy, whether you have read it or have had the opportunity to read it and have chosen not to.

This Privacy Policy applies to the information we collect:

- On this Website.
- In email, text, and other electronic messages between you and this Website.

It does not apply to information that is collected by:

- Us offline or through any other means, including on any other website operated by any third party (including our affiliates).
- Any third party (including our affiliates) through any content (including advertising) that may link to or be accessible from (or on) the Website.

Children’s Online Privacy Protection Act (COPPA)

This Website and any products and services offered herein are not intended for persons under the age of 18.

We prohibit children under the age of 18 from using any and all interactive portions of this Website, including leaving any comments, filling out forms, or otherwise submitting information. A child’s parent or guardian should contact us if we have inadvertently collected any information or content from that child without the parent or guardian’s authorization, so that we may delete that information from our records.

CAN-SPAM Act of 2003

We have taken the necessary steps to ensure that we are in compliance with the Controlling the Assault of Non-Solicited Pornography and Marketing (CAN-SPAM) Act of 2003 and will not send misleading information.

Personal Information We Collect

The type of personal information we collect depends on how you are interacting with us. We generally collect the following categories of personal information:

- Information you provide while creating your account, including your full name, phone number, email address, Facebook account information, Instagram account information, country, age, profile name, or other information by which you may be identified (“personal information”);
- Records and copies of your correspondence (including email address) if you contact us;
- Comments, feedback, questions and other information you provide to us;
- Details of your visits to our Website, including traffic data, location data, logs, and other communication data and the resources that you access and use on the Website;
- Information about your computer and internet connection, including your IP address, operating system, and browser type;
- Details of transactions you carry out through our Website and of the fulfillment of your orders. You may be required to provide financial information before placing an order through our Website and we will use a third-party payment processor (collectively, “User Contributions”) to process the payment. We do not collect your credit card or debit card number, expiration date, or pin number. Your User Contributions are posted on and transmitted to others at your own risk. Please be aware that no security measures are perfect or impenetrable. Additionally, we cannot control the actions of other users of the Services with whom you may share your User Contributions. Therefore, we cannot and do not guarantee that your User Contributions will not be viewed by unauthorized persons.

Sources of Personal Information

We collect personal information from you as follows:

You provide personal information to us when you:

- Subscribe to or purchase our products and/or services;
- Complete a contact or information request form.

We automatically collect personal information when you:

- Visit, interact with, or use our Website;
- Access, use, or download content from us; and
- Open emails or click links in emails from us.

How We Use the Information/Lawful Bases

We process personal information about you on one or more of the following bases:

- To perform a contract;
- With your consent;
- For our legitimate interests;
- To comply with the law;
- To protect someone's life; and/or
- Public task.

We process personal information to:

- Process and fulfill an order, download, subscription, or other transaction;
- Carry out our obligations and enforce our rights arising from any contracts entered into between you and us, including for billing and collection;
- Respond to your requests, inquiries, comments, and concerns;
- Notify you about changes to our Website or any products or services we offer or provide through it;
- Send marketing emails; remarketing emails and future advertisements.
- Inform you of and administer promotions, contests, sweepstakes or surveys;
- Help us address problems with and improve our Website, products, and Services
- Protect the security and integrity of our Website;
- Estimate our audience size and usage patterns, and improve performance and speed of the Services; and
- Contact you for other business reasons, if necessary.

We will not sell or trade your personal information. We will not transfer your personal information unless we give you advance written notice or need to comply with our legal obligations, resolve disputes, and/or enforce our agreements.

We may transfer your personal information to a third party in the event of a bankruptcy, dissolution, merger, sale, acquisition, or change of control.

We may transfer your personal information to a third party if we need to comply with our legal obligations, resolve disputes, and/or enforce our agreements.

Use of Cookies

"Cookies" are small text files that are placed on a computer or other device and used to identify the user or device and to collect information when you visit a website. Cookies may be set by the website you are visiting (also known as "first party cookies") or by third parties who provide advertising or analytics services on the website (also known as "third party cookies").

We use cookies for several different purposes.

We use absolutely necessary cookies, which allow you to move around our website and use its features. We also use performance cookies for future advertising goals and data insights about our customer's online behavior regarding our site and products. We use Kartra, Google Analytics, Facebook Pixels, Flodesk, Tiktok Pixels, Pinterest Pixels, Facebook Tags, and have the rights to use The Google Marketing Suite in the future if we deem it beneficial for our thecreativebombshell.com or any of our products or services.

You can disable cookies through your web browser's settings, but disabling this function may diminish your experience on our Website as some features may not work as intended.

"Do Not Track" (DNT) Signals

Some browsers transmit Do Not Track (DNT) signals to websites.

Due to the lack of a common interpretation of DNT signals throughout the industry, we do not currently alter, change, or respond to DNT requests or signals from these browsers.

How the Information is Shared

Depending on how you interact with us, we share information with our third-party service providers, agents and representatives, including, but not limited to, Kartra, Manychat, Shopify, Showit, Wordpress, GoDaddy, PayPal, Mailchimp, Google Analytics, Facebook, Instagram, Pinterest, Facebook Ad Manager, Tiktok, Pinterest, Flodesk, and other software service providers, in order to process the information as necessary to complete a transaction, fulfill your request, or otherwise on our behalf based on our instructions and in compliance with this Privacy Policy and any other appropriate confidentiality and security measures.

We also will disclose your personal information if we have a good faith belief that such disclosure is necessary to:

- meet any applicable law, regulation, legal process or other legal obligation;
- detect, investigate and help prevent security, fraud or technical issues; and/or
- protect the rights, property, or safety of us, our Website, our users, employees, or others.

Our current third-party service providers include:

Showit - Website Design

Stripe - Payment processing

Godaddy – Domain Hosting

Manychat – Facebook Messenger Marketing

Flodesk – Email Marketing

Facebook – Social Media and Community Engagement

Instagram - Social Media and Community Engagement

Tiktok - Social Media and Community Engagement

Pinterest – Advertising and Marketing

Kartra – Data Tracking, Email, and Customer Relationship Management

Google Marketing Suite – Data Analyzation and Marketing Tools

Triple Whale - Advertising Attribution Tool

Information Retention

We retain your personal information for as long as necessary to fulfill the transactions you have requested, or for other essential purposes such as complying with our legal obligations, maintaining business and financial records, resolving disputes, maintaining security, detecting and preventing fraud and abuse, and enforcing our agreements, or until such time as you let us know you would like for us to delete it or unsubscribe from our marketing contacts.

Disclosure of Information:

User Disclosure: Certain information that you provide through the Services may be available to others who use the Services, including your name, profile, phone number, status or User Contributions. Other users that you communicate with may store or re-share your information with others.

Aggregated Data: We may disclose aggregated information (statistical data that does not identify any individual) about our users without restriction.

Company Disclosure: We may disclose personal information that we collect or you provide:

- To buyers or other successors in the event of a merger, divestiture, restructuring, reorganization, dissolution or other sale or transfer of some or all of Company's assets, in which personal information held by the Company about our Services users is among the assets transferred.
- To subsidiaries, affiliates, contractors, service providers and other third parties we use to support our business, and who are bound by contractual obligations to keep personal information confidential and use it only for the purposes for which we disclose it to them.
- If we reasonably believe disclosure is necessary or appropriate to enforce our Terms of Use, protect the rights, property, or safety of the Company, our customers or others. This includes exchanging information with other companies and organizations for the purposes of fraud protection, credit risk reduction, billing and collection purposes.
- To comply with any court order, law or legal process, including to respond to any government or regulatory request.
- To fulfill the purpose for which you provide it, or any other purpose disclosed by use with you provide the information.
- For any other purpose with your consent.

Information Protection and Security

Our Website uses commercially acceptable security measures to prevent your personal information from being lost, used, or accessed in an unauthorized way. We use a Secure Sockets Layer (SSL) certificate and never transmit your credit card information via email. If you receive an email from us that appears to be a request for personal information, do not respond because it may be a phishing scam designed to steal your personal information.

Unfortunately, the transmission of information via the internet is not completely secure. Although we do our best to protect your personal information, we cannot guarantee the security of your personal information transmitted to our Website. Any transmission of personal information is at your own risk. We are not responsible for circumvention of any privacy settings or security measures contained on the Services. Should there be a data breach, we will immediately notify you when we are legally required to do so.

The safety and security of your information also depends on you. Where we have given you (or where you have chosen) a password for access to certain parts of our Services, you are responsible for keeping this password confidential. We ask you not to share your password with anyone. We urge you to be careful about providing information in public

areas of the Services like messaging threads. The information you share in public areas may be viewed by any user of the Services.

Use and Transfer of Your Information Out of the European Economic Area (EEA) or Canada

This Website is operated in the United States and the third parties with whom we might share your personal information (as explained above) are also located in the United States or other countries located outside the EEA and Canada.

If you are located outside of the United States, please be aware that any information you provide will be transferred to the United States. By using this Website and/or providing your information, you consent to this transfer.

Your Rights to Control Your Information

You can unsubscribe from our email newsletters or updates at any time through the unsubscribe links found in the communications you receive from us.

Local data protection laws may give you rights with respect to personal information if you are located in or a resident of that country, state, or territory.

THESE RIGHTS ARE NOT GUARANTEED AND IT IS IMPORTANT FOR YOU TO CONSULT YOUR LOCAL DATA PROTECTION LAWS TO DETERMINE WHAT RIGHTS MAY BE AVAILABLE TO YOU.

These rights may include the following:

Right	<u>May Apply To</u>
Right to disclosure/access (to know the personal information collected about you and request a copy)	Residents of California, Colorado, Connecticut, Montana, Oregon, Texas, Utah, Virginia, Australia, Canada, the European Union and/or the European Economic Area, and the United Kingdom
Right to correct/rectification (to have your inaccurate personal information corrected)	Residents of California, Colorado, Connecticut, Montana, Oregon, Texas, Virginia, Canada, Australia, Quebec, the European Union and/or the European Economic Area, and the United Kingdom
Right to erasure/deletion (to have all or some of your personal information deleted upon a verifiable request)	Residents of California, Colorado, Connecticut, Montana, Texas, Oregon, Utah, Virginia, the European Union and/or the European Economic Area, and the United Kingdom
Right to nondiscrimination (the right to equal service and price even if you exercise your rights)	Residents of California, Montana, Oregon, Texas, and Virginia

Right to obtain a specific list of third parties your personal information was shared with	Residents of Oregon
Right to data portability (to have your personal information transferred to you or a third party in machine-readable format, where technically feasible)	Residents of Quebec, the European Union and/or the European Economic Area, and the United Kingdom
Right to data portability (to have your personal information transferred to you in a readily-usable format that lets you transmit that information to a third party)	Residents of California, Colorado, Montana, Oregon, Texas, Utah, and Virginia
Right to data portability (to have your personal information transferred to you in a readily-usable format that lets you transmit that information to a third party where processing is carried out by automated means)	Residents of Connecticut
Right to withdraw consent (to withdraw your consent that we handle your personal information at any time. The withdrawal of your consent shall not affect the lawfulness of processing based on your consent before its withdrawal)	Residents of Canada, Quebec, the European Union and/or the European Economic Area, and the United Kingdom
Right to not identify yourself or of using a pseudonym	Residents of Australia
Right to restriction of processing (to limit the purposes that your personal information may be used for)	Residents of the European Union and/or the European Economic Area, and the United Kingdom
Right to object (to object to the processing of your personal information in cases where our processing is based on direct marketing)	Residents of the European Union and/or the European Economic Area, and the United Kingdom
Right to stop unwanted direct marketing	Residents of the European Union and/or the European Economic Area, and Australia
Right to complain (to lodge a complaint with competent authorities in the proper jurisdiction if you are not content with how we collect, share, and process your personal information)	Residents of Canada, Australia, Quebec, the European Union and/or the European Economic Area, and the United Kingdom

Right to appeal (a decision made regarding an exercise of rights)	Residents of Montana, Oregon, and Texas
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These rights are not absolute and they do not always apply in all cases. We will honor your rights under applicable data protection laws.

Exercising Your Rights

If you wish to exercise any of the rights specified above, please reach out to our dedicated support team via email.

Please be sure to specify which right you want to exercise and provide us with enough information to verify your identity. If we cannot verify your identity, we may not be able to fulfill your request.

We will respond to your request within 30-45 calendar days of receipt, depending on where you reside. We will notify you in writing via email if we need more time to respond.

We may deny your request if certain exceptions in the law apply. We will provide you the reason(s) for denial in writing via email.

You have the right to appeal our decision with respect to your request to exercise your rights. You may appeal the decision by emailing the address provided above in this section.

We will respond to your appeal within 30-45 calendar days of receipt, depending on where you reside. We will notify you in writing via email if we need more time to respond.

Contact Us

If you would like to “opt out,” exercise your rights under the GDPR, or have any questions, comments, complaints, or suggestions in relation to data protection or this Privacy Policy, or any other concerns about the way in which we process information about you or you wish to change your personal information in our records, please contact us by email: kristen.thecreativebombshell@gmail.com

Changes to this Privacy Policy

The date this Privacy Policy was last revised is identified at the top of the page. It is our policy to post any changes we make to our Privacy Policy on this page. If we make any material changes to how we treat our Website users’ personal information, we will notify you of any such changes by email (if you have provided your email to us) and/or by a prominent notice displayed on our Website’s home page and updating the revised date of our Privacy Policy. We recommend that you check this Privacy Policy when you visit our Website to be sure that you are aware of our most current policy.

Please also read our [Terms and Conditions of Use](#).