

Otto Learning Privacy Policy

Updated September 2024

Otto Learning leverages audio classification and machine learning technology to help students improve their early literacy skills. We take student privacy seriously and collect the minimum amount of information needed to make our product educationally impactful.

This Privacy Policy explains how 617 Education, Inc., doing business as Otto Learning (“Otto Learning,” “we,” “us,” and similar pronouns”), collects, uses and discloses Personal Information, including about users of the Otto software application (our “App”), as well as our users’ rights regarding their Personal Information. Users of our App include students, who are primarily under the age of 13 and who are enrolled in school districts and community-based organizations that make the App available to their students and participants (“Student(s)”) and teachers, school administrators, district administrators, other educators who work in a School (as defined below), and members of community-based organizations’ workforce that that uses our App (“Partner(s)”). We may refer to our Student and Partner users (and, in the case of Students, their parents), as “you” or “your” in this Privacy Policy.

For the purposes of this Privacy Policy, “Personal Information” means information that identifies, describes, or relates to an identified or identifiable individual, or that is reasonably capable of being associated with or could reasonably be linked, directly or indirectly, with a particular individual or household, or that is otherwise considered to be “personal information,” or similar terms, as defined in application privacy laws.

Otto’s Privacy Principles

At Otto Learning, we design and operate our technology and services with our users’ protection and privacy in mind, and we make every effort to be transparent in our data collection and use practices. We encourage you to read this Privacy Policy so that you can better understand how we used the Personal Information that we collect, in order to help Students improve their early literacy skills through their use of our App. As further described below, we adhere to the [K-12 School Service Provider Pledge to Safeguard Student Privacy](#); we comply with the Children's Online Privacy Protection Act (“COPPA”); and we operate as a “school official” as the term is used in the Family Educational Rights and Privacy Act (“FERPA”).

Student Privacy Pledge

Otto Learning adheres to the [K-12 School Service Provider Pledge to Safeguard Student Privacy](#). Except as explicitly described in this Privacy Policy, we do not knowingly:

- collect personal information from Students without consent, and we only collect, maintain, use or share personal information from Students as needed for authorized educational or school purposes;
- rent or sell personal information of Students;
- use or disclose information about Students (whether Personal Information or otherwise) for behavioral targeting of advertisements; or
- build personal profiles of Students other than for supporting authorized educational purposes.

The Family Educational Rights and Privacy Act

Otto Learning provides its App to schools and school districts (“Schools”) as a “school official” under FERPA that has a “legitimate educational interest” (as defined in FERPA §§ 99.31(a)(1)) in providing the services we make available through our App. This means that we collect, retain, use and disclose Students’ Personal Information only for or on behalf of a School customer for the purposes of providing our App and the use and maintenance of “education records” that are subject to FERPA, and for no other commercial purpose, in a manner consistent with our agreement with the application School. If you have a question or would like to exercise your privacy rights available under FERPA or other application laws, please contact your School directly.

The Children’s Online Privacy Protection Act

In the event that a School chooses to use our App with Students under the age of 13 (or otherwise under the age of consent for privacy purposes in their jurisdiction), we rely on the School to obtain any necessary parental consents or act in lieu of the parents in providing consent for our collection and use of the Personal Information.

Parents of Students under 13 (or otherwise under the age of consent for privacy purposes in their jurisdiction) who are using our App under the direction of a School or Partner should contact the School if they wish to review or request deletion of their Student’s Personal Information, or request that we make no further contact with their Student. We will work with the School as necessary to facilitate that or any related rights requests.

For more information about our collection and use of Personal Information from Students, please see our Children’s Privacy Notice attached to this Privacy Policy.

Collection of Personal Information

Otto Learning may collect the following Personal Information from our users:

User	Data
Partners	<ul style="list-style-type: none"> ● Name ● Email address ● Grade level ● Names of classes ● School ● School district ● Technical data about our users’ use of the services, such as their browser, operating system, and Internet Protocol address
Students	<ul style="list-style-type: none"> ● Name ● Grade level ● Teacher ● School ● School district ● Brief (2- to 3-second) audio recordings of Students’ voices ● Session data including how frequently and for how long each Student uses the App ● Technical data about our users’ use of the services, such as

User	Data
	their browser, operating system, and Internet Protocol address

In addition, the App automatically collects metadata regarding the sessions of our users (i.e., the duration of a Student's use of the App). Certain Schools may also choose to have their students, teachers, or administrators, or our team members sign in to the App through a third-party single sign-on portal. In these cases, in addition to the information listed above, we also will receive an authentication token and any other information the School elects to share with us via these portals. If you contact us regarding the App or other services provided by Otto Learning, we may collect your name, contact information, and any other information that you provide to us.

We limit the Personal Information we collect from Students and Partners to only that Personal Information which is necessary to meet our educational purposes. We do not collect Personal Information from Students without consent (although as described above, under some circumstances we may rely on Schools and our Partners to obtain consent on behalf of the Students). Nor do we condition a Student's use of the App or other engagement with Otto on the Student providing more information than is reasonably necessary. Only Partners can create accounts with our App; Students cannot begin utilizing our App without the support of an adult, i.e., a teacher or other Partner.

Use of Personal Information

Otto Learning uses Personal Information about its users for the following purposes:

- To enable Partners to create the necessary accounts and provide permissions for users of Otto's App, including both Partners and Students;
- To evaluate, and to communicate with teachers about, the progress of Students who use the App, including regarding the accuracy of the Students' responses to prompts and their use of the App;
- The audio recordings allow us to evaluate a child's progress and we also use them to improve our AI models;
- To assess whether the App is effective for a Student, and to assess an academically appropriate placement for each Student;
- To provide the core functionality of the App, i.e., to determine whether a Student's response to a reading-related prompt was correct or incorrect, and to direct the App to provide appropriate reading-related feedback and coaching;
- To provide an overview of each Student's progress;
- To troubleshoot issues with the App; and
- To improve the accuracy and functionality of the App, including the App's underlying audio classification model(s), and Otto Learning's services.

In addition, Otto Learning may use Personal Information to comply with our legal and regulatory obligations; and to detect, prevent, and respond to fraud, security risks, intellectual

property infringement, violations of law or our legal rights, or other misuse of our App, our services, or other software we may make available.

Sharing of Personal Information

Otto Learning does not share Personal Information with any third parties other than as needed to provide the App and our services to our Partners and the Students with whom they work. For example, we do not sell Personal Information, disclose Personal Information to third-parties for marketing or promotional purposes, or enable Students to make their Personal Information publicly available.

We may share the Personal Information we collect as follows:

- If necessary to provide our services, we may allow certain service providers that assist us in providing Otto Learning's services to process Student Personal Information. Our service providers are generally not permitted to disclose or use Personal Information for any purposes other than performing services on our behalf.
- Between affiliates, subsidiaries and other companies under common control and ownership, provided such entities are subject to the commitments set forth in this Privacy Policy.
- In connection with, or during negotiations of, any merger, sale of company assets, financing or acquisition of all or a portion of our business by another company, provided the successor entity will protect the Personal Information in accordance with the commitments in this Privacy Policy.
- As necessary to protect our rights or the rights and safety of our users, or as necessary in the event of a court order, regulatory inquiry or other lawful request, or in response to a known or suspected violation of our terms of use, fraud prevention, or other unlawful use of our App or services. Provided, however, that unless legally prohibited, we will direct any such request to you or notify you before responding unless to do so would prejudice the prevention or detection of a crime.
- As may be required by application law, including in response to a known or suspected violation of our terms of use, fraud prevention, or other unlawful use of our App or services.

We may also share aggregated or de-identified personal information, which cannot reasonably be used to identify any individual.

Retention of Personal Information

We retain Personal Information for only as long as is necessary to fulfill the purpose for which it was collected, and delete information using reasonable measures to protect against its unauthorized access or use. We may create, retain, and use deidentified personal information for lawfully permissible purposes.

Security

We maintain reasonable and appropriate safeguards designed to protect the Personal Information that we collect. However, no information system or method of electronic storage or transmission is 100% secure, so we cannot guarantee the absolute security of your

information. Moreover, we are not responsible for the security of information that our users transmit over networks that we do not control, including the Internet and wireless networks.

Individual Rights; Contact Information

Otto's App is used by Schools at the direction of our School Partners. We are obligated under FERPA to remain under the direct control of our Schools with respect to our use and maintenance of Student Personal Information that is part of the "education record" (as defined in FERPA). As such, if you or your Student uses Otto's App through a School and wish to exercise your rights in respect to Student Personal Information, please contact your education institution and we will work with them to facilitate your request.

All other Otto users (and, where application, their parents) may exercise their rights by:

- Calling us at (804) 533-6901
- Emailing us at info@ottoedu.com
- Or mailing us at Otto Learning: 4701 Cox Rd Ste 285, Glen Allen, VA, 23060 - 6808

Your exercise of the above rights is subject to certain exemptions to safeguard the public interest and our interests. Requests to exercise these rights may be granted in whole, in part, or not at all, depending on the scope and nature of the request and applicable law. Where required by applicable law, we will notify you if and why we are unable to fulfill your request. We shall not discriminate or otherwise penalize anyone for exercising their rights.

Privacy Questions? If you have questions or complaints regarding our privacy policy or practices, please contact us at info@ottoedu.com.

Otto Learning Children's Privacy Notice

This Children's Privacy Notice is provided to education institutions ("School(s)") that partner with Otto Learning and its partners ("Otto") for products and services that they intend to use with students under age 13 ("Student(s)"). We encourage our School partners to share this Children's Privacy Notice with their parents.

When Otto's School partners decide to use our products and services with Students, we rely on an authorized individual at the School to consent in advance, on behalf of parents, to our collection of a Student's personal information ("Student Personal Information"). We provide this notice, as required by law, in order to help ensure that the consent provided by the School is done with an understanding of what personal information Otto intends to collect from Students, and how we intend to use and disclose it.

What personal information Otto collects

The Student Personal Information that Otto collects is:

- Each Student's first and last name, grade level, teacher name, school name, and school district name;
- Brief (2- to 3-second) audio recordings of each Student's voice
- Session data including how frequently and for how long each Student uses Otto's software application

Otto does not collect biometric data from students, and the audio recordings cannot independently be used by Otto to identify Students.

How Otto uses and discloses personal information

Otto shall only collect Student Personal Information for the use and benefit of the education institution, and for no other commercial purposes. Specifically, we use Otto's recordings, and the associated information about the applicable Student User and their interaction with Otto's services, to enable teachers to evaluate a Student's progress. We also use the recordings to improve our models so that they can more effectively provide educational services to Students and teachers.

Except as set forth herein, Student Personal Information is not shared with any third parties or used for any purposes other than those described above. If necessary to provide our services, we may allow certain service providers that assist us in providing Otto's services to process Student Personal Information. This may include companies that provide cloud services for storage of the information and security services to help maintain confidentiality of the information.

An authorized individual at a School may, on their own behalf or on behalf of the respective Student's parent: (1) request to review Student Personal Information that Otto has collected about a Student; (2) request deletion of any or all such Student Personal Information; and (3) instruct Otto to cease further use or collection of Student Personal Information from any or all such Students at a School. Otto will delete Student Personal Information once it is no longer needed for an educational purpose or otherwise required to be retained by applicable law.

To learn more about how we process Student Personal Information, we encourage you to read Otto's Privacy Policy.