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Armonk, New York 10504

**Subject:** Information regarding HCL Technologies acquisition of select Appscan, BigFix, IBM Marketing Software (formerly Unica), WebSphere Commerce, IBM Digital Commerce, IBM Digital Experience Manager, IBM Web Content Manager, IBM WebSphere Portal, IBM Notes and Domino, IBM Verse, IBM Sametime, and IBM Connections offerings

Dear Valued Customer:

On December 6, 2018, IBM and HCL Technologies (“HCL”) announced a definitive agreement under which HCL will acquire the select IBM software products listed above (collectively, the “Collaboration, Commerce, Digital Experience, and Security Solutions”). The transaction is expected to close by May 31, 2019, subject to completion of applicable regulatory reviews (the “Closing Date”). IBM and HCL are collaborating closely to ensure a smooth transition throughout this process. Until the transaction is completed, however, both companies will operate as separate and independent entities.

For personal data covered by the General Data Protection Regulation 2016/679 (“GDPR”), after completion of the transaction, HCL will become a processor or a subprocessor, as applicable, of the data processed in connection with your use of the Collaboration, Commerce, Digital Experience, and Security Solutions. HCL has committed to perform the same data protection obligations that were set out by IBM as processor or subprocessor, as applicable with respect to the Collaboration, Commerce, Digital Experience, and Security Solutions. IBM will also transfer the Business Contact Information IBM collected in connection with providing services to you, in accordance with the IBM Privacy Statement (see <https://www.ibm.com/privacy/us/en/>). Under the GDPR, you may have certain rights concerning this change to how HCL uses your Business Contact Information regarding renewal of your service. If you have concerns, please send an email to [HCL@us.ibm.com](mailto:HCL@us.ibm.com) specifying the reasons for your concerns. If we do not receive your written response within 30 days of the date of this letter, HCL will be commissioned to process the personal data covered by the GDPR upon completion of this transaction.

You will be notified prior to the Closing Date with additional information and details. In the meantime, if you have any questions or concerns, please don’t hesitate to reach out to your IBM contacts.

We thank you for giving us the opportunity to help your business continue to succeed and look forward to serving you in the future. If you would like a hardcopy of this email, please send us the name and address of the requested recipient. If you require this information to be provided in your local language, please send a request within 15 days of your receipt of this notice. These requests should be sent to [HCL@us.ibm.com](mailto:HCL@us.ibm.com).