

WERCS Professional Services, LLC (for convenience referred to herein as "WPS"), provides products and services that assist companies in communications and complying with governmental regulations regarding potentially hazardous materials.

Data Collection:

The only data we collect through this Site is data which you provide. In all cases where you are ~~requested~~ asked for data, we indicate why such data is being requested and the use for the same. We will not use the data for any other purpose. In order to use our Site, you must first complete the registration form. During registration you are required to provide contact information (such as name and email address). We may use this information to (a) contact you about services we provide or (b) share this contact information and the identification of products that have been processed through the Site with your retail partners to facilitate communication surrounding an assessment, status, or the overall process. In addition, if you purchase a product or service from us, we request certain personally identifiable information from you on our order form. You must provide contact information (such as name, email, and shipping address). We use this information to fill your orders. If we have trouble processing an order, we will use this information to contact you. We do not collect financial information about you or your company, because payments for our services are processed through Pay-Pal.com or wire transfer only. As is true of most Web sites, we gather certain information automatically and store it in log files. This information includes internet protocol (IP) addresses, browser type, internet service provider (ISP), referring/exit pages, operating system, date/time stamp, and clickstream data. We use this information, which does not identify individual users, to analyze trends, to administer the site, to track users' movements around the site and to gather demographic information about our user base as a whole. We do not link this automatically-collected data to personally identifiable information.

Product Data and Full Disclosure:

To provide our services, we require detailed information about the product. Our ability to create an accurate and compliant **Chemical Assessment**, and, if you elect, a ~~Material~~ Safety Data Sheet ("~~M~~SDS") depends on the data you submit. Inaccurate or incomplete data could result in an inaccurate or incomplete **Chemical Assessment** and/or ~~M~~SDS. Your company may be liable for the same. WPS will not verify data you provide. To produce the **Chemical Assessment** and ~~M~~SDS, you are required to provide the CAS Numbers for ALL ingredients contained in this product with the percentages of each ingredient. Please include any suspected contaminants, reaction products, and ingredients that may appear in trace amounts. (For convenience, the data you enter with respect to a product is referred to herein as the "Raw Data.").

We recognize and respect the confidentiality of the Raw Data you provide. We are committed to protect such data in a responsible and professional manner. We use such data and information only for the purposes for which it is entrusted to us, and which we disclose to you. That is, to perform a **Chemical Assessment** ~~for the retailer(s) you elect~~ and, if you chose, to author an ~~M~~SDS which we deliver to you via this Site. The results from the Chemical Assessment will be sent only to retailers participating in WERCSmart who carry your product, and entities participating in WERCSmart which store, transport or dispose of your product.

If you elect to have WPS create an ~~M~~SDS and select an ingredient as "Trade Secret", and the concealment of that ingredient meets the requirements of a "Trade Secret" as defined by OSHA regulations, neither the name nor the CAS number for that ingredient will appear in the ~~M~~SDS. The CAS number of ingredients designated as Trade Secret will be used to complete the **Chemical Assessment** and ~~M~~SDS. Such information will not be used or disclosed to any entity except as indicated on this site.

Use of Product Data:

We have automated systems that utilize the Raw Data to help our Regulatory Specialists perform the [Chemical Assessment](#) and if you elect, produce an **M**SDS. In order to do this, our Regulatory Specialists review the data that you input into our Site. Generally, the Regulatory Specialists are our employees, each of whom is contractually obligated to maintain the confidentiality of your data. In certain limited instances, to serve you, third parties assist us. These service providers will only be given limited access to the data, and will be contractually obligated to maintain the confidentiality thereof. In addition, we may disclose data received from you if required to by a law enforcement action such as a court order, subpoena or search warrant.

The Regulatory Specialists, using our automated system, produce results that are transmitted to the retailer. These results fall into three general categories (a) information to identify the product; (b) information that is used for regulatory compliance (including, but not limited to, worker safety, environmental, transportation and disposal); and (c) information relating to sustainability.

Specifically on the completion of the assessment, we transmit to or allow the retailer access to: (a) a [Safety Summary Sheet](#); (b) the product's **material**-safety data sheet (either supplied or approved by you); (c) the [Data Feed](#); and (c) the [Sustainability Graph](#) . In addition, from time to time, we transmit specific information requested by the retailer that the retailer indicates is required for regulatory compliance or sustainability purposes. For example, the retailer may request us to deliver information regarding all paint products containing a certain chemical which chemical was banned by a municipality in an effort to stop graffiti. This information will enable the retailer to comply with such a regulation.

Data Retention:

We note that to serve our customers better and more efficiently (for example to avoid having to enter data numerous times) and for quality control purposes, we retain the Raw Data you provide. We also retain the Chemical Assessment data and **M**SDSs we produce. Such data is retained and may be accessed only for the purposes disclosed on the Site.

Changes in this Privacy Statement:

This Privacy Policy is our binding commitment to you. We reserve the right change this policy, for example to comply with changes in the law, to better protect the data you supply or more clearly describe our operations. Any such changes will be posted on the site, and other places we deem appropriate. Further, any such changes will apply only to transactions completed by you after the changes are posted.

Privacy Policy History

[Privacy Policy through June 1, 2006 \(version 1\)](#)

[Privacy Policy after June 1, 2006 \(version 2\)](#)

[PDF lined version \(version 1 to version 2\)](#)

[Privacy Policy after August 31, 2006 \(version 3\)](#)

[PDF lined version \(version 2 to version 3\)](#)

[Privacy Policy After February 12, 2009 \(version 4\)](#)

[PDF lined version \(version 3 to version 4\)](#)

[PDF lined version \(version 4 to 5\)](#)

[PDF lined version \(version 5 to 6\)](#)