



PRIVACY POLICY

WERCS PROFESSIONAL SERVICES, LLC

(Updated June 1, 2006)

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 is data which you provide. In all cases where you are requested for data, we will indicate why such data is being requested and the use for the same. We will not use the data for any other purpose, or transmit the data to any entity other than you and Wal-Mart/SAM'S CLUB.

In order to use our Web site, you must first complete the registration form. During registration you are required to provide contact information (such as name and email address). We use this information to contact you about services we provide.

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). Payments are processed through Pay-Pal.com. We use this information to fill your orders. If we have trouble processing an order, we will use this information to contact you.

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

To provide our services, we require detailed information about the product. To write a Material Safety Data Sheet ("MSDS") with respect to a product, or provide Wal-Mart/SAM'S CLUB sufficient information regarding the product's potential hazards (that is, to perform a Chemical Assessment), we require a complete listing by CAS number of all the ingredients in that product. Further, in order to produce an accurate Chemical Assessment, we recommend that the percentages of each ingredient be listed. (For convenience, the data you enter with respect to a product. is referred to herein as the "Raw Data."). Notwithstanding such recommendation, WPS can produce the Chemical Assessment without a complete listing of all the percentages of each

ingredient. It is, however, very important that the percentage of each ingredient that may be hazardous or that is or contains a volatile organic compound (VOC) be listed.

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 produce the Chemical Assessment and, if you elect, to produce an MSDS.

Use of product data

We have automated systems that utilize the Raw Data to produce the Chemical Assessment and MSDS's. . If you elect for us to prepare an MSDS for your product, a draft MSDS will be made available to you and requires your authorization before the same is transmitted to Wal-Mart/SAM'S CLUB. The Chemical Assessment delivered to Wal-Mart/SAM'S CLUB contains information about the safe handling and potential hazards of your product and provides Wal-Mart/SAM'S CLUB Club information that it requires to comply with government regulations for example information required to comply with transportation regulations.

In order to produce the Chemical Assessment, our regulatory specialists review the data and the resulting documents. 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.

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. Such data only for the purposes disclosed and in the event there is a claim relating to the same.

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.

STATEMENT OF CONFIDENTIALITY

As set forth in The Werks Professional Services (WPS) Privacy Policy, your e-mail address and other personal information entered on this site are used only for the purpose of contacting you with respect to the services we provide. Information you enter regarding your product is used solely for the purpose of completing the Chemical Assessment, preparing an (M)SDS and other documents for you (if you so elect) and transmitting data to Wal-Mart/SAM'S CLUB to enable Wal-Mart/SAM'S CLUB to comply with transportation and environmental regulations. The data you enter will not be used by WPS for any other purpose or transmitted to any other entity except for the limited circumstances described in our Privacy Policy.

This site enables you to designate certain ingredients as "Trade Secrets." If you do so, neither the name nor the CAS number for that ingredient will appear in the (M)SDS we draft. The CAS number of ingredients designated as Trade Secrets will be used to complete the Chemical

Assessment (basically to describe the safety characteristics of the product). Further, in all cases, regardless of "Trade Secret" status, the CAS number for the ingredient, but not the percentage, will be transmitted to Wal-Mart/SAM'S CLUB. Except in the limited circumstances described in the Privacy Policy (for example disclosure required by law enforcement or other governmental order), such information will not be disclosed to any other entity.

Full Disclosure

The ability to create an accurate and compliant Chemical Assessment and (M)SDS depends on the data you submit. Inaccurate or incomplete data could result in an inaccurate or incomplete Chemical Assessment and (M)SDS. Your company may be liable for the same. WPS will not verify data you provide.

To produce the Chemical Assessment, Wal-Mart/SAM'S CLUB requires that you provide the CAS Numbers for ALL ingredients contained in this product. To produce an accurate complete Chemical Assessment, we recommend that the percentages of each ingredient also be listed. Please include any suspected contaminants, and ingredients that may appear in trace amounts. Notwithstanding such recommendation, WPS can produce the Chemical Assessment without a complete listing of all the percentages of each ingredient. It is, however, very important that the percentage of each ingredient that may be hazardous or that is or contains volatile organic compounds (VOC) be listed.