

PhDx Systems, Inc (“PhDx”) has created this privacy statement (“Statement”) to demonstrate our commitment to patient privacy and to communicate our information gathering, security and dissemination practices. We may change our policies at any time. Change will apply to personal information we already hold, as well as new information gathered after a change occurs. When we make a significant change to our policies, we will change our Statement and post a notice on our web site at www.phdx.com.

Data Collected from Patients

PhDx collects patient data for customers (typically physicians, hospitals, healthcare organizations) that may be a Covered Entity under the regulations of the U.S. HIPAA Security and Privacy Rule. PhDx, as a Business Associate whose services use protected health information, must provide satisfactory assurances that it will protect information collected. PhDx provides reasonable assurances of protection to all personal information collected on behalf of customers regardless of whether HIPAA or other privacy regulations apply to the customer.

PhDx works with a physician to provide data collection services to that physician’s patients. When patient consent is required in order to collect, use and share data, it is generally the responsibility of the enrolling physician to obtain appropriate consent from the individual.

PhDx collects from patients only the data necessary to participate in a given study. This information is defined at the time a patient is enrolled, and the consent form signed by the patient will identify all third parties to whom and for what purpose the information may be disclosed or the purposes for which it may be disclosed.

Data collected at PhDx will be partially de-identified by removing direct personal identifiers such as name, street address, telephone number and patient number. This partially de-identified data is placed in a data warehouse where it can be used for future research purposes. Those individuals who are given access to the partially de-identified data must agree to certain terms including not attempting to re-identify the data or contacting the patient.

PhDx may also collect certain information, such as Internet addresses, from visitors to PhDx’s marketing web site, www.phdx.com (Site) or individuals who complete surveys on-line through the PhDx® MyHealthPageSM. This information is logged to help diagnose technical problems and to administer our site in order to constantly improve the quality of the Service. We may also track and analyze non-identifying and aggregate usage and volume statistical information from our visitors and provide such information to third parties.

Patient Opt-out Policy

Patients may opt-out of providing any information requested by PhDx simply by not providing it. Not providing the requested data may result in the patient no longer being included in a given study and no longer being followed by PhDx on behalf of the enrolling physician. Patient may also contact his or her physician and state that they no longer wish to participate in a study.

Accessing Personal Information that PhDx Holds

Requests for access to personal information that PhDx holds should be directed to the patient’s physician. PhDx will release such data to the physician upon request, and the physician will provide data that the patient has the right to access.

Correcting & Updating Your Information

In order for a patient to update contact information, please contact your physician or the PhDx Service department by e-mailing helpdesk@phdx.com or calling 505-764-0174. Any request for changes to data other than contact information should be directed to your physician.

Security

PhDx is committed to providing security controls to safeguard customer data and enable customers that are designated a Covered Entity by HIPAA and Canadian customers covered by PIPEDA to comply with the privacy and/or security rules of the respective countries. PhDx has technological and operational security policies and procedures in place to protect personally identified information from loss, misuse, alteration or unintentional destruction. PhDx employs Secure Sockets Layer (SSL) technology for transmission protection as well as a firewall and other advanced technology to prevent interference or access from outside intruders. We also protect information by allowing access on a need-to-know basis, use of passwords and password-protected screen-savers, ongoing employee training on the confidentiality of personal information, and storage of sensitive information in locked offices, locations and/or cabinets.

Third-Party Sites

PhDx web sites contain links to other web sites. PhDx is not responsible for the privacy practices or the content of these other web sites.

Additional Information

Questions and complaints regarding this Statement or the privacy practices of PhDx should be directed to the PhDx Chief Security Officer by e-mailing such questions to privacy@phdx.com or calling 505-764-0174. The physical address for the Chief Security Officer is 1001 University Blvd SE, Suite 103, Albuquerque, NM 87106.

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