



## Privacy Policy

Powers Capital Investments, Inc. ("Powers Capital") requires that you provide current and accurate financial and personal information. Powers Capital will protect the information you have provided in a manner that is safe, secure, and professional. Powers Capital and its employees are committed to protecting your privacy and to safeguarding that information.

### Safeguarding Customer Documents

We collect nonpublic personal data in lists, forms, applications/subscription documents, written notations, and in documentation provided to us by our customers for investment and consulting services such as client/investor profiles (Client Investment Memorandums), questionnaires, and other documents used to conduct due diligence, among other purposes. Nonpublic personal information is essentially information obtained or collected by Powers Capital that is personally identifiable financial information.

During regular business hours access to customer records is monitored so that only those associated persons who are required by their job function have access to customer documents. Access to customer records and completed documents, as specifically permitted by a principal of the firm, will be shared with attorneys, accountants, and auditors of the firm, or, in cases where such information is requested by a regulatory agency. During hours in which the company is not in operation, the customer records will be locked in files.

No individual who is not so authorized shall obtain or seek to obtain personal and financial customer information. No individual with authorization to access personal and financial customer information shall share that information in any manner without the specific consent of a firm principal. Failure to observe Powers Capital procedures regarding customer and consumer privacy will result in discipline and may lead to termination.

### Sharing Nonpublic Personal and Financial Information

Powers Capital will not share such information with any affiliated or nonaffiliated third party except under the standard exceptions:

- When necessary to complete a transaction in a client account, such as with the clearing firm or account custodians;
- When required to maintain or service a client account, such as with the clearing firm or account custodians;
- To resolve client disputes or inquiries;
- With persons acting in a fiduciary or representative capacity on behalf of the client, such as a Power of Attorney, Trustee, etc.;
- In connection with a sale or merger of Powers Capital business;
- To protect against or prevent actual or potential fraud, identity theft, unauthorized transactions, claims or other liability;
- To comply with federal, state or local laws, rules and other applicable legal requirements;
- In order to jointly offer a financial product or service (401k, insurance, estate planning, investment management, etc.), as part of a written agreement, which clearly and conspicuously identifies for the client the Advisors that disclosed and received the information and which requires that the receiving institution maintain the confidentiality of the information and disclose it only for the purpose of carrying out the terms of the joint offering;
- In other circumstances with the customer's instruction or consent.



## California Financial Information Privacy Act

The California Financial Information Privacy Act provides for more stringent consumer protection provisions than are available under federal law and applies to Powers Capital's customers who are California residents. The California Financial Information Privacy Act sets forth the following three conditions that must be met for financial institutions to lawfully share "nonpublic personal information" about consumers:

- The law does not create any restrictions on the ability of financial institutions to exchange information with their wholly owned subsidiaries or on the exchange of information between entities wholly owned by the same parent as long as those entities are (1) regulated by the same functional regulator, and (2) are engaged in the same line of business.
- For a financial institution to share information with an affiliate, that is, "any entity that controls, is controlled by, or is under common control with" the institution, it must provide consumers with an annual notification that such information may be disclosed to affiliates and it must provide consumers an opportunity to **opt-out** of the sharing arrangement. Since, Powers Capital does not have any affiliates, there are no allowances made for clients to opt out.
- Financial institutions will not be allowed to share nonpublic personal information about their customers with non-affiliated third parties without the written consent of the customer authorizing release of his or her information, thus creating a mandatory **opt-in** system for the release of information to third parties.

## Opt-In/Opt-Out Provisions

Powers Capital customers must opt-in for the release of nonpublic personal and financial information with affiliated or unaffiliated third parties except under the circumstances noted above. Since sharing under the circumstances noted above is necessary to service client accounts or is mandated by law, there are no allowances made for clients to opt out.