

## LS Power Development, LLC Employee Privacy Notice for California Residents

**Last Update:** December 21, 2020

This **Employee Privacy Notice for California Residents** applies solely to LS Power Development, LLC's ("LS Power") collection and use of personal information of employees who reside in the State of California ("you") for a number of purposes connected with your employment with LS Power. We adopt this notice to comply with the California Consumer Privacy Act of 2018 ("CCPA") and any terms defined in the CCPA have the same meaning when used in this notice.

### **Information We Collect**

We collect information that identifies, relates to, describes, references, is capable of being associated with, or could reasonably be linked, directly or indirectly, with you or your household ("Personal Information"). In particular, we have collected the following categories of Personal Information from you within the twelve (12) months preceding the date of the Last Update:

<b>Category of Personal Information</b>	<b>Examples <sup>1</sup></b>
Identifiers.	A real name, alias, postal address, unique personal identifier, online identifier, Internet Protocol address, email address, account name, Social Security number, driver's license number, passport number, or other similar identifiers.
Personal information categories listed in the California Customer Records statute (Cal. Civ. Code § 1798.80(e)).	A name, signature, Social Security number, physical characteristics or description, address, telephone number, passport number, driver's license or state identification card number, insurance policy number, education, employment, employment history, bank account number, credit card number, debit card number, or any other financial information, medical information, or health insurance information.  Some personal information included in this category may overlap with other categories.
Protected classification characteristics under California or federal law.	Age (40 years or older), race, color, ancestry, national origin, citizenship, religion or creed, marital status, medical condition, physical or mental disability, sex (including gender, gender identity, gender expression, pregnancy or childbirth and related medical conditions), sexual orientation, veteran or military status, genetic information (including familial genetic information).
Internet or other similar network activity.	Browsing history, search history, information on a consumer's interaction with a website, application, or advertisement.
Professional or employment-related information.	Current or past job history or performance evaluations.

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<sup>1</sup> Examples are provided for illustrative purposes only. LS Power does not collect all of the specific Personal Information provided as examples below.

Personal Information does not include:

- Publicly available information from government records.
- Deidentified or aggregated consumer information.
- Information excluded from the CCPA's scope, like:
  - health or medical information covered by the Health Insurance Portability and Accountability Act of 1996 (HIPAA) and the California Confidentiality of Medical Information Act (CMIA) or clinical trial data;
  - personal information covered by certain sector-specific privacy laws, including the Fair Credit Reporting Act (FCRA), the Gramm-Leach-Bliley Act (GLBA) or California Financial Information Privacy Act (FIPA), and the Driver's Privacy Protection Act of 1994.

### **Use of Personal Information**

We may use or disclose the Personal Information we collect for one or more of the following business or commercial purposes (each, a "Business Purpose"):

- Take actions and make decisions regarding your employment.
- Administer your benefits.
- Evaluate applications for employment or internal promotion.
- Comply with our legal obligations.
- Provide you with information, products or services that you request from us.
- For marketing and informational purposes.
- As necessary or appropriate to protect the rights, property, or safety of use, our clients, or others.

LS Power will not collect additional categories of Personal Information or use the Personal Information we collected for materially different, unrelated, or incompatible purposes without providing you notice.

### **Sharing Personal Information**

Access to your Personal Information will generally be limited to those individuals with a relevant responsibility, e.g. HR personnel, managers, the IT team, the compliance team and the legal team. However, some Personal Information will be made available generally to other employees, for example on our corporate directory or our intranet, in order to facilitate communication and co-operation between employees.

LS Power may disclose your personal information to a third party, including our affiliates and subsidiaries, our service providers, business counterparties, visitors of LS Power's website, existing and prospective investors of funds managed by LS Power Equity Advisors, LLC, and government agencies and law enforcement officials, for a Business Purpose. LS Power does not sell your Personal Information.

### **Changes to Our Employee Privacy Notice for California Residents**

LS Power reserves the right to amend this privacy notice at our discretion and at any time. When we make changes to this privacy notice, we will post the updated notice on LS Power's website at <https://www.lspower.com/privacy-policy/> and update the notice's date.

### **Contact Information**

If you have any questions or comments about this notice, the ways in which LS Power collects and uses your information, your choices and rights regarding such use, or wish to exercise your rights under California law, please do not hesitate to contact us at:

**Phone:** 1-866-967-0656

**Website:** <https://www.lspower.com/contact-us/>