

# PRIVACY POLICY

Last Modified: October 9, 2019

This Privacy Policy (the "Policy") sets forth how American Commercial Barge Line LLC, ACBL River Operations LLC, ACBL Transportation Services LLC, and their affiliates (collectively, "we," "us," or "our") may collect, use, maintain, and/or disclose certain information obtained from each user ("you" or "your") of [www.bargeacbl.com](http://www.bargeacbl.com), [www.acltrac.com](http://www.acltrac.com), [aclconnect.bargeacbl.com](http://aclconnect.bargeacbl.com), [www.americancurrents.com](http://www.americancurrents.com) and/or other such website(s) owned and operated by us and/or our licensors (each, as applicable, the "Site"), which information may be obtained by us through your use of the Site or other contact with you at trade shows or other networking events. In general, we may receive certain information from you either through your disclosure to us or by our collection from you, and by using the Site, you agree to the collection and use of such information in accordance with this Policy.

We may update this Policy with changes from time to time and without prior notice to you. In such event, we will post a notification on the Site's main page and will update the "last modified" date on the Policy. Your continued use of the Site following such changes will be deemed your acceptance of those changes. Our Website Terms of Use, available on the Site, sets forth additional terms and conditions regarding your use of the Site.

## 1. PERSONAL INFORMATION:

*Definition:* "Personal Information" is information that may personally identify you, which includes your name, company name, phone number, e-mail address, and/or mailing address. We collect your Personal Information *only* if voluntarily submitted to us by you through certain activities on the Site, such as, (i) "Contact Us" inquiries, job applications, or other Site form submissions, (ii) account registration, (iii) social media connections, or (iv) other similar services, features or resources on the Site.

*Purpose:* You may visit the Site anonymously; however, doing so may limit your access to some areas of the Site. For example, in order to use certain portions of the Site, you may be required to provide Personal Information for account registration. Unless you ask us not to, we may use such Personal Information to contact you with newsletters, marketing materials, or other similar information related to our business. If you would like to request that we delete or modify any Personal Information provided to us by you, or if you no longer wish that we contact you, please see Section 5 to call or write to us.

*Information Security:* We utilize not less than commercially reasonable measures to safeguard any Personal Information you provide. Despite our efforts, due to general security limitations of the Internet, we cannot guarantee the security of information exchanged through the Site, and your transmission of such is done at your own risk. We will not sell or lease your Personal Information to third parties unless we have your permission or we are otherwise required by law.

*Children's Online Privacy Protection:* Neither the Site nor our services are intended for children under the age of thirteen (13), and we therefore do not knowingly collect, use or disclose Personal Information from or about visitors under thirteen (13) years of age.

*California Residents:* If you are a California resident, then you may request certain information from us under California Civil Code § 1798.83 regarding our disclosure(s) (if any) of your Personal Information to third parties for their direct marketing purposes. Furthermore, if you are a California resident under the age of eighteen (18), and in the event your Personal Information is publicly posted on the Site, the California Business and Professions Code § 22581 allows you to request and obtain its removal, which may not be able to be restored. In addition, removal may not ensure complete or comprehensive removal of such content, and there may be circumstances in which removal is not allowed or required by law. To the extent applicable, you may make such request(s) by contacting us as provided in Section 5.

## 2. ANONYMOUS INFORMATION:

*Definition:* "Anonymous Information" is information that cannot personally identify you, such as anonymous Site traffic, usage and log data, user interactions, device IP address, device type, operating system, browser type, referring domain, and/or broad geographic information.

*Purpose:* Through your use of the Site, we may collect your Anonymous Information in order for us to: (i) make improvements and customize your experience with the Site, such as providing targeted useful features and promotions based on the type of services you may seek; (ii) track user trends and patterns, and (iii) evaluate the effectiveness of our marketing. If you do not accept such collection of Anonymous Information, do not use the Site.

### 3. COOKIES

*Definition:* In general, in order to improve website browsing experiences, website servers may transfer simple, text-based pieces of data onto the hard drives of its users' devices ("Cookies"). Cookies may originate from the website being visited ("First Party Cookie") or from a third-party website running content on the website being visited ("Third Party Cookie"). Cookies are ***not*** connected to any of your Personal Information that may be entered on the Site.

*Purpose:* Like most companies, we may use Cookies for a variety of analytic and marketing purposes in order to enhance your experience on the Site, such as (i) to track and target your possible interests, (ii) to identify repeat visitors (e.g., some Site passwords or preferences may not require entry more than once when a Cookie is used to identify you), and (iii) to promote Site traffic.

*Google Analytics:* In order for us to obtain Site usage information from Google Analytics, the Site may use Cookies in order to transmit certain Anonymous Information, such as traffic data, to Google servers so that we may better understand Site activity and usage patterns. However, we have no access to or control over such Cookies; instead, each provider of third-party services uses information that it collects in accordance with its own privacy and security policies.

*Google Opt Out Browser:* If you do not want Google Analytics to access any such Anonymous Information, then you may install the Google Analytics opt-out browser add-on by visiting: <https://tools.google.com/dlpage/gaoptout> (the "Google Opt-Out"). The Google Opt-Out instructs the Google Analytics JavaScript (ga.js, analytics.js, and dc.js) running on websites to prohibit sending information to Google Analytics; however, the Google Opt-Out does not prevent data from being sent to the Site itself or in other ways to web analytics services. Your specific browser or operating system, including any updates thereof, may affect the functionality of the Google Opt-Out. In addition, the latest versions of Internet Explorer may load the Google Opt-Out after sending your data to Google Analytics, which means Cookies may still be transferred to your website browsing hard drive in order to ensure that any collected data is immediately deleted from the collection server. Third Party Cookies must not be disabled in order to ensure this functionality. For more information on the Google Opt-Out, and for instructions on installing and uninstalling for your specific browser, please reference the "Learn More" and "Help" resource links, respectively, available on the Google Opt-Out website.

### 4. THIRD-PARTY CONTENT

The Site may contain links to, or content hosted by, third-party websites. For example, the Site may run certain social media features, such as "share" widgets and "like" buttons, which may collect a user's Anonymous Information, such as device IP address and page views, and may set a Cookie to enable the feature to function properly. Please be aware that we are not responsible for the content or privacy practices of such third-party sites. We encourage you to be aware when leaving our site and of any applicable third-party privacy policies.

### 5. CONTACT:

For questions regarding this Policy, you may call (800) 457-6377, e-mail [ACBLlegal@bargeacbl.com](mailto:ACBLlegal@bargeacbl.com), or mail questions to:

Attn: Legal Department  
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