

Privacy Notice for Analyst Conference Call between Management Board and Investors / Stock and Market Analysts

1. Who is the controller and what is this Privacy Notice about?

This Privacy Notice provides you with information referring to the data processing that will be performed by Fresenius Medical Care AG & Co. KGaA ("FME"), Else-Kroener-Str. 1, 61352 Bad Homburg, Germany and its affiliates in context of the analyst conference call between Management Board and Investors / Stock and Market Analysts. This Privacy Notice explains how your personal data is collected, used, transferred and disclosed and why. This Privacy Notice also describes your rights and how you can execute them.

2. Which categories of personal data are processed?

The following personal data may be processed for the registration: Last name, first name, company, phone number, email, location (country), logs and log data, anonymous session ID, external IP address, browser used, operating system, screen resolution, device and player technologies. In case questions are raised via phone, the following personal data will be disclosed and recorded: last name, first name, company and personal data submitted within the question.

3. For which purposes is personal data being processed?

Data are processed for registering and conducting analyst conference calls between Management Board and Investors / Stock and Market Analysts (including sending invitations, registering and coordinating meetings, processing attendance, enabling participation in the calls, preparing transcripts (occasionally)) as well as to have access to the content via recordings. The processing of your personal data is based on a contractual relationship and/or our legitimate interest. In case you raise questions the processing of your personal data is based on your consent. In case you should withdraw your consent, this will not affect the processing made before withdrawal and FME will either cease the processing or continue the use of the recording, provided that it is secured by adequate measurements so that the recording is anonymized and it is not possible to identify you.

4. Who has access to your personal data?

Access to data is granted only to FME's personnel authorized and having a legitimate interest to access the data provided in the registration form und collected within the conference call. Data might also be transferred to third-party service providers for the purpose of supporting FME in the implementation of the conference call and in the creation, use and deployment of the recording. In such case, FME will ensure that privacy requirements are met.

5. Are data transferred to countries outside EEA?

Due to the global nature of FME's operations, we may transfer your personal data outside your home country, including to countries that have a different data protection regime, notably to affiliates of FME located abroad. If you are located in the European Economic Area (the "EEA") this may include countries outside of the EEA. In case of cross border transfer, we ensure compliance with applicable laws.

6. For how long do we keep your Personal Data?

Unless you should withdraw your consent to the processing, we will store your personal data in accordance with applicable laws. We will take the appropriate legal, organizational, and technical measures to protect personal data consistent with applicable privacy and data security laws. If we retain a third-party service provider, that provider will be carefully selected and required to use appropriate measures to protect the confidentiality and security of the personal data.

7. What are your rights?

You have the right to request access to your personal data, to request rectification of your personal data, to request erasure of your personal data, to request the restriction of processing of your personal data, and the right to data portability. You are also entitled to object to the processing of your personal data at any time. Furthermore, you have the right to lodge a complaint with the competent supervisory authority. FME does not perform any automated decision-making processing, which may entail a decision based solely on such automated processing.

8. Changes to this Privacy Notice

This Privacy Notice is effective as of July 27, 2021 and may be updated from time to time. We will notify you of material changes to this Privacy Notice by sending you an email or a notification.

9. How to contact us?

For any concerns relating to data protection or in order to exercise your rights you may contact:

Fresenius Medical Care AG & Co. KGaA,
Datenschutzbeauftragter,
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61352 Bad Homburg, Germany
@: Datenschutzbeauftragter@fmc-ag.com