

EXHIBIT "E"
GENERAL OFFER OF PRIVACY TERMS

1. Offer of Terms

Provider offers the same privacy protections found in this DPA between it and [Delaware City Schools] ("Originating LEA") which is dated [9/28/2022], to any other LEA ("Subscribing LEA") who accepts this General Offer of Privacy Terms ("General Offer") through its signature below. This General Offer shall extend only to privacy protections, and Provider's signature shall not necessarily bind Provider to other terms, such as price, term, or schedule of services, or to any other provision not addressed in this DPA. The Provider and the Subscribing LEA may also agree to change the data provided by Subscribing LEA to the Provider to suit the unique needs of the Subscribing LEA. The Provider may withdraw the General Offer in the event of: (1) a material change in the applicable privacy statutes; (2) a material change in the services and products listed in the originating Service Agreement; or three (3) years after the date of Provider's signature to this Form. Subscribing LEAs should send the signed **Exhibit "E"** to Provider at the following email address:

_____.
Email to Send Exhibit E's

[Smartest EDU, INC dba Formative]

BY: Robert W Stewart

Digitally signed by Robert W Stewart
Date: 2022.09.28 10:05:23 -05'00'

Date: 09/28/2022

Printed Name: Robert W Stewart

Title/Position: Data Privacy Officer

2. Subscribing LEA

A Subscribing LEA, by signing a separate Service Agreement with Provider, and by its signature below, accepts the General Offer of Privacy Terms. The Subscribing LEA and the Provider shall therefore be bound by the same terms of this DPA for the term of the DPA between the [Delaware City Schools] and the Provider. **PRIOR TO ITS EFFECTIVENESS, SUBSCRIBING LEA MUST DELIVER NOTICE OF ACCEPTANCE TO PROVIDER PURSUANT TO ARTICLE VII, SECTION 5. **

By: David Moffat

Date: 2024-12-16

Printed Name: David Moffat

Title: Technology Coordinator

SCHOOL DISTRICT NAME: Indian Creek Local School District

DESIGNATED REPRESENTATIVE OF LEA:

Name: David Moffat

Title: Technology Coordinator

Address: 100 Park Drive

Phone: 740-264-3502

Email: David.moffat@iclsd.org