

PRIVACY POLICY

Last Updated: April 30, 2026

This Privacy Policy relates to the information collection and use practices of Rare Earths Americas, Inc. (“we,” “us,” or “our”) in connection with our various websites (the “Website”).

Description of Users and Acceptance of Terms

This Privacy Policy applies to visitors of the Website (“Visitors,” “you,” or “your”). Please refer to the U.S. State-Specific Disclosures and Additional European Economic Area, United Kingdom, and Switzerland Privacy Disclosures sections below for additional disclosures that may be applicable to you.

This Privacy Policy does not address our privacy practices relating to Rare Earths Americas, Inc. job applicants, employees, and other personnel nor information that is not subject to applicable data protection laws (such as deidentified or publicly available information). This Privacy Policy is also not a contract and does not create any legal rights or obligations not otherwise provided by law.

Information We Collect and How We Use It

The information we collect or otherwise receive in connection with the Website includes:

1. **Contact/Demographic Information.** The contact/demographic information collected on our Website varies but typically includes some combination of your name, email address, contact type, company information (including address or job title), and any information you provide in messages or other forms (e.g., surveys) to us. We use such information for purposes such as responding to, and following up on, your inquiries, providing you with requested information, or sending you email or other communications (including marketing emails). Depending on the nature of your message, we may route your information to an appropriate third party, such as a distributor, to better address such message.

If you choose to contact us or otherwise send us information (e.g., via form or survey), we may need additional information to fulfill the request or respond to your inquiry. We may provide additional privacy disclosures where the scope of the request we receive or personal data we require falls outside the scope of this Privacy Policy. In that case, the additional privacy disclosures will govern how we may process the information you provide at that time.

2. **Webcasting/Teleconferencing:** We may provide webcasting and teleconferencing services and similar services, where you may participate and provide information (e.g., user name, chat messages, likeness).
3. **Server Logs.** Like most websites today, we use web servers that keep log files that record data each time a device accesses those servers. These log files are maintained by our website hosting service and contain data about the nature of such access, including the device’s IP address, user agent string (e.g., operating system and browser type/version), and referral URL (i.e., the external source by which you arrived at our Website, or the pages you’ve clicked on while on our Website).
4. **Analytics and Usage Data.** We and our third-party partners may automatically collect or process information you provide to us, and information about your device and visit/use of the Website, through technologies such as cookies, localStorage, pixel tags, scripts, SDKs, APIs, and other technologies. The type of information collected via these technologies may include the following (collectively, “Analytics/Usage Data”):

- i. *Browser and device information*, such as IP address, device or other digital user IDs, browser or device type and version, other user agent string data, geolocation information, preferences, and other settings.
- ii. *Website analytics and usage data*, such as the path taken to, through, or when exiting our Website, log-in and account credentials, what page you are on or have visited, links clicked, videos or other content viewed, services used or signed up for, other activity in relation to our services, email open rates, mouse movements, scrolls, clicks, keystroke activity, browsing, search, or purchasing behavior, or chat function usage and logging of such conversations.

Analytics/Usage Data may be combined with the other information described in this Privacy Policy.

General Controls: Please consult your device's or browser's documentation or settings menus for the choices you may have regarding blocking cookies or other tracking technologies. For example, some browsers allow you to block all third-party cookies on websites.

Uses of Your Information

In addition to the other uses described in this Privacy Policy, we may also use your information to:

- Fulfill or meet the reason the information was provided, such as to fulfill our contractual obligations or to provide the services requested;
- Manage our organization and its day-to-day operations;
- Facilitate a business relationship with you and, where applicable, the company you represent, such as by communicating with you;
- Verify your identity and entitlement to our services;
- Market our services to you, such as via email;
- Administer, improve, and personalize our services, such as by analyzing your information in combination with others' information;
- Create aggregated or de-identified information that cannot reasonably be used to identify you, which information we may use for purposes outside the scope of this Privacy Policy;
- Conduct research and analytics on our user base and our services (e.g., by analyzing your information with others' information), such as inferring additional information about you or others or understanding how you and others may use our services;
- Help maintain and enhance the safety, security, and integrity of our property, products, services, technology, assets, and business;
- Defend, protect, or enforce our rights or applicable contracts as well as to resolve disputes, to carry out our obligations and enforce our rights, and to protect our business interests and the interests and rights of third parties, and or establish, exercise, or defend legal claims;
- Detect, prevent, investigate, or provide notice of security incidents or other malicious, deceptive, fraudulent, or illegal activity and protect our rights and property and others;
- Facilitate business transactions and reorganizations impacting the structure of our business;

- Comply with contractual and legal obligations and requirements; and
- Process for purposes otherwise disclosed to you (or pursuant to your consent) during your experience on, or in relation to, our Website, or any other reason permitted by law.

Our Disclosure of Your Information

As part of the uses described in this Privacy Policy, we may also provide your information to:

- 1. To our Affiliates.** We may share your information with any of our parent companies, subsidiaries, affiliates, or other companies under common control with us in order to support the purposes described in this Privacy Policy.
- 2. Facilitate Business Transactions.** In the event of a merger, dissolution, reorganization, or similar corporate event, or the sale of all or substantially all of our assets, we expect that the information that we have collected, including personal data, would be transferred to the surviving entity in a merger or the acquiring entity.
- 3. Disclosure to Public Authorities.** We are required to disclose personal data in response to lawful requests by public authorities, including for the purpose of meeting national security or law enforcement requirements. We may also disclose personal data to other third parties when compelled to do so by government authorities or required or advisable by law or regulation including, but not limited to, in response to court orders and subpoenas, or for other purposes related to legal claims or legal reasons.
- 4. To Service Providers.** We engage various service providers, such as cloud storage and web hosting providers, distributors and technical assistance and security vendors, database management/back-up services, analytics services, and email providers.

Email Marketing Opt-Out

You may also manage your receipt of marketing communications by clicking on the "Unsubscribe" (or similar) link located on the bottom of an applicable marketing email and following the instructions found on any page to which the link may take you. You may also manage your receipt of press releases and other communications (e.g., SEC filings) that you've signed up to receive via email by clicking on the link on the bottom of such applicable email communication and following the instructions found on any page to which the link may take you. You cannot opt out of receiving administrative or transactional e-mails. In all such cases, please allow us a reasonable time to process your request.

How We Protect Your Information

We take commercially reasonable steps to protect your personal data from loss, misuse, and unauthorized access, disclosure, alteration, or destruction. Please understand, however, that no security system is impenetrable. We cannot guarantee the security of our databases, nor can we guarantee that the information you supply will not be intercepted while being transmitted to and from us over the Internet.

Retention of Personal Data

We will retain your personal data in a form that identifies you only for as long as it serves the purposes for which it was initially collected as stated in this Privacy Policy, subsequently authorized, or as allowed under applicable law.

Children's Personal Data

We do not knowingly collect personal data from children under the age of 13 through the Website. If you are under 13, please do not give us any personal data. We encourage parents and legal guardians to

monitor their children's Internet usage and to help enforce our Privacy Policy by instructing their children to never provide personal data to us. If you have reason to believe that a child under the age of 13 has provided personal data to us, please contact us at info@rareearthsamericas.com and we will endeavor to delete that information from our databases.

Region-Specific Disclosures

Our servers are located in the U.S. If you are located outside of the U.S., please be aware that any information provided to us, including personal data, will be transferred from your country of origin to the US. To the extent permitted under applicable law, your decision to provide such data to us, or allow us to collect such data through our Website, constitutes your consent to this data transfer.

- 1. Your Rights Under U.S. State Privacy Laws.** Depending on your state of residency, you may be able to exercise additional rights granted by applicable law in relation to the personal data about you that we have collected, subject to certain limitations. Please see "U.S. State Specific Disclosures" for additional information regarding these rights and other information under the U.S. state privacy laws.
- 2. You Rights Under the EU and UK General Data Protection Regulation (GDPR) and Swiss Data Protection Framework.** If you are a resident of the European Economic Area, the United Kingdom, or Switzerland, please see "Additional European Economic Area, United Kingdom, And Switzerland Privacy Disclosures" regarding your rights and other information under applicable data protection laws.

Links to External Websites

Our Website may provide links to other digital properties that are controlled by third parties. Linked digital properties may have their own privacy notices or policies, which we suggest you review. We are not responsible for the content, usage, terms, privacy policies, or digital properties of any third party.

Changes to This Privacy Policy

This Privacy Policy is effective as of the 'Last Updated' date stated at the top of this Privacy Policy. We may change this Privacy Policy from time to time with or without notice to you. By visiting the Website after we make any such changes to this Privacy Policy, you are deemed to have accepted such changes. As permitted by applicable law, our use of your information is governed by the Privacy Policy in current effect, regardless of when the information was collected. Please refer back to this Privacy Policy on a regular basis.

How to Contact Us

If you have questions about this Privacy Policy, please e-mail us at info@rareearthsamericas.com with "Privacy Policy" in the subject line.

U.S. State-Specific Disclosures

Last Updated: April 30, 2026

For residents covered under the State Privacy Laws (and Nevada, in the case of the “Notice to Nevada Residents” section only), this U.S. state privacy policy (this “[U.S. State Privacy Policy](#)”) is included in our Privacy Policy and applies to our processing of personal data of residents covered under the State Privacy Laws in relation to the Website (as the terms “personal data” or its equivalent are defined under those State Privacy Laws). Any capitalized terms or other terms not defined herein shall have the meaning given to them elsewhere in our Privacy Policy or, if not defined herein or elsewhere in our Privacy Policy, the applicable State Privacy Law. The term “**State Privacy Laws**” means, as applicable, the U.S. state privacy laws that govern the processing of consumers’ personal data generally (e.g., the state consumer privacy laws in California, Colorado, Connecticut, Delaware, Florida, Iowa, Maryland, Minnesota, Nebraska, New Hampshire, New Jersey, Montana, Oregon, Tennessee, Texas, Utah, and Virginia, and any other states as effective and applicable).

To the extent of any conflict between this U.S. State Privacy Policy and the rest of our Privacy Policy, this U.S. State Privacy Policy shall control only with respect to consumers and their personal data.

Nevada Residents

If you are a resident of the U.S. state of Nevada, you have the right to opt out of the sale of your personal data. Although we do not currently sell personal data of Nevada residents (as defined under Nevada law), you may submit a request to opt-out of the sale of your personal data by emailing us at info@rareearthsamericas.com.

Deidentified Information

We may at times receive, or process personal data to create, deidentified information that can no longer reasonably be used to infer information about, or otherwise be linked to, a particular individual or household. Where we maintain deidentified information, we will maintain and use the information in deidentified form and not attempt to reidentify the information except as required or permitted by law.

Additional California-Specific Disclosures

The following disclosures apply only to residents of the State of California.

California Categories of Personal Data

California law requires we provide disclosures to you about what personal data we collect by reference to the enumerated categories of personal data set forth within California law. To address this obligation, we have identified the relevant enumerated California personal data category for the personal data described in the [Information We Collect and How We Use It](#) section of our Privacy Policy below:

A. *Collection*: Pursuant to the California Consumer Privacy Act (“[CCPA](#)”), we collect the categories of personal data listed below and have done so within the past twelve (12) months:

1. *Identifiers* – Examples include name, email address, physical address, company name, and title.
2. *Internet or Network Activity* – Examples include page views, clickthroughs, referral and exiting URLs, time spent on pages, latency, and IP address.
3. *Geolocation* (precise or generalized location of device)

Your U.S. Privacy Rights

Under the State Privacy Laws, you may have the following rights subject to certain limitations under such laws, such as exceptions found in such laws or, in some cases, the inability to verify your identity:

The Right to Access	<p>The right to obtain confirmation regarding whether we are processing your personal information and to access that personal information. You also have the right to access that personal information in a portable, readily usable format, unless not technically feasible to provide in such a format.</p> <p>Specifically with respect to the CCPA's right to access, you also have the right to request the following: (a) the specific pieces of personal information the business has collected about you and (b) the categories of personal information collected, the sources of collection, the business/commercial purpose for collecting or "selling/sharing" personal information, and the categories of third party to whom the business discloses personal information.</p> <p>Under certain laws, like in Oregon and Minnesota, you have the right to request a list of the specific "third parties" (as defined under applicable law) to whom we disclose personal data.</p>
The Right to Delete	The right to request the deletion of personal data we have collected from you, subject to certain exceptions.
The Right to Correction	The right to request that inaccuracies in your personal data be corrected, taking into account the nature of the personal data and the purposes of the processing of your personal data.
Opt-Out Rights	<p>The right to opt-out of "sales" and "shares" of personal data, "targeted advertising," and certain use/disclosure of "sensitive" personal data.</p> <p>We do not "sell" or "share personal data or process personal data for "targeted advertising." We do not process "sensitive information" for purposes of inferring characteristics about you or otherwise for a purpose that requires a corresponding opt-out right (i.e., the "right to limit").</p> <p>We do not have actual knowledge of "sharing" or "selling" the personal data of consumers under sixteen (16) years old.</p>

Depending on your state of residency, you may also have the right to not receive retaliatory or discriminatory treatment in connection with a request to exercise the above rights. However, the exercise of the rights described above may result in a different quality level of product or service, where that difference is reasonably related to the impact the right has on our relationship or is otherwise permitted by law.

Exercising Your Rights: To exercise any of the rights described above, please submit a request to us by emailing us at info@rareearthamericas.com, to the extent a State Privacy Law requires that we provide an email-based mechanism for rights submission.

Please note that a record of your requests, including how we responded to your request and any correspondence or documentation related thereto, may be kept pursuant to our legal obligations.

Verifying Your Rights Requests

Only you, or a person that you authorize to act on your behalf, may make a request related to your personal data. Before processing your request to exercise certain rights (, we will need to verify your identity and confirm you are a resident of a state that offers the requested rights, as permitted under applicable law.

Verifying your request will require you to provide sufficient information for us to reasonably verify that you are the person about whom we collected personal data. In order to verify your identity, we will generally require the matching of sufficient information you provide us to the information we maintain about you in our systems.

We will only use the personal data that you have provided in a verifiable request to verify your request. As stated above, we cannot respond to your request or provide you with personal data if we cannot verify your identity or authority.

Please note that we may charge a reasonable fee or refuse to act on a request if such request is excessive, repetitive, or manifestly unfounded.

Submitting Authorized Agent Requests

In certain circumstances, you are permitted to use an authorized agent to submit requests on your behalf using the designated mechanisms for submitting requests set forth above, where, to the extent verification is permitted under law, we can verify the authorized agent's authority to act on your behalf. In order to verify the authorized agent's authority to submit requests on your behalf, we generally require evidence of either (i) a valid power of attorney under the relevant state laws, or (ii) a signed letter containing your name and contact information, the name and contact information of the authorized agent, and a statement of authorization for the request. Depending on the evidence provided and your state of residency, as permitted under applicable law, we may still need to separately reach out to you to confirm the authorized agent has permission to act on your behalf and to verify your identity in connection with the request.

Appealing Privacy Rights Decisions

Depending on your state of residency, you may be able to appeal a decision we have made in connection with your privacy rights request. All appeal requests should be submitted by replying to the communication resolving your original request.

How to Contact Us

If you have any questions regarding our privacy practices as it relates to this U.S. State Privacy Policy, please contact us via email at info@rareearthsamericas.com with the subject line, "**U.S. State Privacy Policy.**"

ADDITIONAL EUROPEAN ECONOMIC AREA, UNITED KINGDOM, AND SWITZERLAND PRIVACY DISCLOSURES

These disclosures supplement the information contained in our Privacy Policy by providing additional information about our processing of personal data of natural persons residing in the European Economic Area (“EEA”), United Kingdom (“UK”), or Switzerland. To the extent of any conflict between these disclosures and any other provision of the Privacy Policy, these disclosures shall control only with respect to covered individuals and their personal data.

Controller Disclosure & Details

We are a data controller of personal data regarding Visitors for the purposes and under the legal bases described in the table below.

Data Subject Category	Purpose & Legal Basis of Processing
Visitors	<p><u>Provide Our Website and Services</u>: We will process Visitors’ personal data to provide our Website and our services, and will do so as necessary to enter into or perform our contract with you or as otherwise in our legitimate interest in providing our services to you.</p> <p><u>Information Security</u>: Our web servers will log Visitors’ IP address and other information (e.g., browser information, operating system, request date/time, user agent string, referral and exiting URL) in order to maintain an audit log of activities performed. We use this information pursuant to our legitimate interests in tracking Website usage, combating DDOS or other attacks, and removing or defending against malicious Visitors, or otherwise ensuring the safety, integrity, and security of our systems.</p> <p><u>Communications</u>: We will answer inquiries or analyze other information, such as those sent through a <i>Contact Us</i> or survey/form or similar page, pursuant to our legitimate interest in answering such inquiries, ensuring prospective or Visitor satisfaction, and furthering business relationships.</p> <p>We will send e-mail marketing communications to Visitors based on their consent. Visitors may also have the option to consent to other e-mail-based communications that are not marketing-related; we may also send such emails pursuant to our legitimate interest.</p> <p><u>General Business Development</u>: We have a legitimate interest in processing the personal data of Visitors to further business relationships and ensure Visitor satisfaction (e.g., by storing Business Contact information within a CRM or other file, answering inquiries per <u>Email Communications</u> above).</p> <p><u>Audience Analytics/Geolocation</u>: We utilize web audience measurement tools such as Google Analytics pursuant to Visitors’ consent (as required under law or else we will rely on our legitimate interest) to understand how Site Visitors interact with our Website and optimize the Website and related services. Additionally, we may request consent for use of your geolocation to provide location-based services.</p> <p><u>Improve Our Services</u>: We have a legitimate interest in analyzing, personalizing, and otherwise improving our services and to conduct research and analytics.</p> <p><u>Compliance With Applicable Law and Security and Business Integrity</u>: We will process Visitors’ personal data pursuant to (a) our obligations under</p>

	<p>member state or Union law or (b) our legitimate interests in complying with applicable law generally. This includes responding to lawful governmental requests and establishing, exercising, or defending legal claims.</p> <p>It also includes protecting our company, our affiliates, our customers, and our services. We may also use information in order to comply with laws, regulations, court orders, or other legal obligations or to assist in an investigation, protect and defend our rights and property, or the rights or safety of third parties, enforce our Terms of Use, this Privacy Policy, or agreements with third parties, detect and prevent fraud or for crime prevention purposes.</p> <p><u>Other:</u> We may process Visitors' personal data for other purposes as otherwise disclosed to you in this Privacy Policy more broadly or otherwise (e.g., via "just-in-time" notices) pursuant to our legitimate interests, as necessary for a contract, or where consent is otherwise required.</p>
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Our Data Protection Officer

We have appointed a Data Protection Officer who is responsible for monitoring our compliance with applicable data protection law. You can contact our Data Protection Officer with any questions or complaints you may have about our privacy practices by email at info@rareearthsamericas.com with the subject line "Data Protection Officer."

Retention

We process Visitors' personal data for as long as we have a legitimate business relationship with such Visitors or unless otherwise deleted upon request by such Visitors. However, if necessary, we may retain personal data for longer periods of time as required under applicable law or as needed to resolve disputes or protect our legal rights.

The criteria used to determine the period for which personal data about you will be retained varies depending on the legal basis under which we process your personal data:

- **Contract:** Where we are processing personal data based on contract, we generally will retain the information for the duration of the contract plus some additional limited period that is necessary to comply with law or that represents the statute of limitations for legal claims that could arise from the contractual relationship.
- **Legitimate Interest:** Where we are processing personal data based on legitimate interests, we generally will retain the information for a reasonable period based on the particular interest, considering the fundamental interests and the rights and freedoms of data subjects.
- **Legal Obligation:** Where we are processing personal data based on a legal obligation, we generally will retain the information for the period necessary to fulfill the legal obligation plus some additional limited period of time that represents the statute of limitations for legal claims that could arise from the legal obligation.
- **Consent:** Where we are processing personal data based on your consent, we generally will retain the information for the period necessary to fulfill the purposes for which you have provided your consent.

In certain circumstances, we may need to apply a "legal hold" that retains information beyond our typical retention period where we face threat of legal claim. In that case, we will retain the information until the hold is removed, which typically means the claim or threat of claim has been resolved. In all cases, in addition to the purposes and legal bases identified above, we consider the amount, nature and sensitivity of personal

data, as well as the potential risk of harm from unauthorized use or disclosure of personal data, in determining the relevant retention period.

Your Additional EEA, UK, and Swiss Privacy Rights

Subject to certain limitations at law, you have a right to: (i) request access to, correction, or erasure of your personal data; (ii) object to processing of your personal data; (iii) restrict processing of your personal data; and (iv) request a copy of your personal data, or have a copy thereof sent to another controller, in a structured, commonly used and machine readable format under the right of data portability. You may exercise these rights and submit a GDPR complaint by contacting info@rareearthsamericas.com with the subject line “**GDPR Notice**”.

Please note that if the exercise of these rights limits our ability to process personal data, we may not be able to provide our services to you or otherwise engage with you in the same manner.

Submitting Privacy Rights Requests

Please submit a request specifying the right you wish to exercise by contacting info@rareearthsamericas.com with the subject line “**GDPR Rights**”.

Before processing your request to exercise certain rights (taking into account the confidential nature of any personal data we maintain), we will need to verify your identity and confirm you are accessing our services or otherwise interacting with us from the EEA, UK, or Switzerland. In order to verify your identity, we will generally require the matching of sufficient information you provide us to the information we maintain about you in our systems.

In certain circumstances, we may decline or limit your request, particularly where we are unable to verify your identity as needed to protect your personal data or locate your information in our systems, or where you are not accessing our services or otherwise interacting with us from the EEA, UK, or Switzerland.

Objecting to Legitimate Interest/Direct Marketing

You may object to personal data processed pursuant to our legitimate interest. In such case, we will no longer process your personal data unless we can demonstrate appropriate, overriding legitimate grounds for the processing or if needed for the establishment, exercise, or defense of legal claims. You may also object at any time to processing of your personal data for direct marketing purposes by clicking “Unsubscribe” within a marketing email. In such case, your personal data will no longer be used for that purpose.

Transfer of Personal Data to Outside the EEA

Where otherwise not transferring personal data to an “adequate” country or organization, we rely on [Standard Contractual Clauses](#) to ensure adequate protection for your personal data.

Additional Questions or Complaints

If you have a concern about our processing of personal data, you have the right to lodge a complaint with the Data Protection Authority where you reside, where you work, or where an alleged violation of the law has occurred, and, as applicable, to exercise third-party beneficiary rights under our Standard Contractual Clauses. Contact details for applicable Data Protection Authorities can be found using the links below:

- European Economic Area: https://edpb.europa.eu/about-edpb/board/members_en
- United Kingdom: <https://ico.org.uk/global/contact-us/>

- Switzerland: <https://www.edoeb.admin.ch/edoeb/en/home/the-fdpic/contact.html>

We would, however, appreciate the chance to handle your concerns directly prior to a complaint being filed, so please contact us directly at info@rareearthsamericas.com if you have any concerns.