



# Information to be provided pursuant to Article 13 of the GDPR regarding litigation funding

(last revised: April 15<sup>th</sup>, 2019)

## Information on the processing of data

We provide the following information on the processing of your data done by our enterprise:

### 1. **Controller responsible for data processing**

The controller responsible for data processing is

ROLAND ProzessFinanz AG

Contact person: Dr. Arndt Eversberg, lawyer

Deutz-Kalker Str. 46

D-50679 Cologne

Tel.: +49 (0) 221 8277-3000

Fax: +49 (0) 221 8277-3009

Email: [datenschutz@roland-prozessfinanz.de](mailto:datenschutz@roland-prozessfinanz.de)

### 2. **Contact information of the data protection officer**

Data protection officer:

Peter Mainzer, lawyer

c/o Law offices of WILDE BEUGER SOLMECKE

Kaiser-Wilhelm-Ring 27-29

50672 Cologne

Tel: +49 (0) 221 – 95 15 63 – 22

Email: [mainzer@wbs-law.de](mailto:mainzer@wbs-law.de)

### 3. Purposes of, as well as legal basis for, the data processing done

Purpose	Legal basis
Review and evaluation of cases / initiation of a contract as to litigation funding along with the performance of such contract, as well as other forms of claim enforcement.	Article 6 para. (1), first sentence, letter (b) of the General Data Protection Regulation (GDPR), as well as Article 6 para. (1), first sentence, letter (f) of the GDPR, of which the latter relates to those persons involved in the proceedings that are not themselves parties to the proceedings, or to their representatives, e.g. witnesses
List of law offices we recommend based on ongoing or past cooperation	Consent pursuant to Article 6 para. (1), first sentence, letter (a) of the GDPR

### 4. Legitimate interest

Our legitimate interest in using the data of the parties involved in the proceedings in order to provide litigation funding derives from the purpose of our enterprise, i.e. the evaluation of the prospects of success for a given case as well as the provision of litigation funding.

### 5. Recipients or categories of recipients

Recipients / categories of recipients	Service provided
ROLAND Rechtsschutz-Versicherungs-AG Deutz-Kalker Str. 46 D-50679 Cologne	Provision of IT services and accounting services, disposal of paper documents and other data carriers
Omni Bridgeway BV Schiphol Boulevard 121 NL-1118 BG Schiphol Amsterdam	Review and evaluation of litigation funding and, as the case may be, participation in the funding; for further information on data protection please navigate to: <a href="https://omnibridgeway.com/">https://omnibridgeway.com/</a>
Omni Bridgeway SA Rue du Stand 53 CH-1204 Geneva	Review and evaluation of litigation funding and, as the case may be, participation in the funding; for further information on data protection please navigate to: <a href="https://omnibridgeway.com/">https://omnibridgeway.com/</a>
Pallas	Provision of hosting services and implementation of communication via email, as well as operation of RFP internet access
Bruckmann Lawyers	Disposal of paper documents and other data carriers Litigation and consulting services

Experts	Preparation of expert opinions regarding claims
Brokers of insurance services and financial services	Brokerage of cases for litigation funding
Legal tech companies	Provision of funding for the assertion of consumer claims, design and provision of internet platforms, and data preparation and editing

## 6. Transfer of data to a third country

There will be no transfer of data to third countries.

## 7. Duration of data storage

The data will be stored for as long as they are required for the purpose of providing litigation funding. Subsequently, the data will be processed only subject to restrictions allowing the data to be used solely for residual purposes, in particular for legal documentation purposes and to comply with statutory retention periods. The statutory periods of retention pursuant to section 257 of the *Handelsgesetzbuch* (HGB, German Commercial Code) and section 147 of the *Abgabenordnung* (AO, Fiscal Code of Germany) can be as long as up to ten (10) years.

## 8. Your rights

You have the right to demand information about stored data pertaining to your person by contacting us via the contact details specified under Clause 1. Subject to certain preconditions, you may also demand that your data be rectified or erased. Furthermore, you may also have the right to have the processing of your data restricted, as well as the right to demand that the data you have provided be turned over to you in a structured, commonly used, and machine-readable format.

**Right to lodge an objection:**

If we process your data in order to safeguard our own legitimate interests, you may object to such processing on grounds relating to your particular situation. Your objection, as well, may be addressed to: [Datenschutz@roland-prozessfinanz.de](mailto:Datenschutz@roland-prozessfinanz.de), as well.

## 9. Possibility of lodging a complaint

It is possible for you to lodge a complaint with the data protection officer specified under Clause 2 or with a data protection supervisory authority. The data protection supervisory authority competent for our enterprise is: *Die Landesbeauftragte für Datenschutz und Informationsfreiheit NRW* (The Land Commissioner for Data Protection and Freedom of Information for North-Rhine Westphalia), Kavalleriestr. 2-4, D-40213 Düsseldorf.

## 10. Provision of data

The provision of data will be voluntary; however, for the purposes of evaluating a case and implementing litigation funding it is mandatory.

## 11. Automated individual decision-making

There will be no automated individual decision-making.

## 12. Amendment of the purpose of data processing

The data will not be processed for purposes other than those for which they were collected.