

Darryl D. Yorkey, Esq. DBA Law Offices of Darryl Yorkey

Privacy Policy

Our Privacy Policy was last updated on January 1, 2025.

All materials and information on this website have been prepared for general information purposes only to permit you to learn more about Attorney Darryl D. Yorkey DBA Law Offices of Darryl Yorkey, his experience and outlines some of the legal services provided by this firm. The information presented on this website is not legal advice and contacting the attorney through this site does not constitute an attorney-client relationship.

Moreover, the mere transmission of an e-mail message to an attorney through this website is subject to all of the foregoing disclaimers: sending such an email does not create an attorney-client relationship. No transmission or exchange of materials or information via this website will create an attorney-client relationship. Without an attorney-client relationship in the matter, we cannot assure you that your communications will be privileged or that we will treat them as privileged, unless we separately agree to do so in a specific, written agreement which is executed by Darryl D. Yorkey, Esq. Please be informed that any information submitted through this site is viewable by the attorney and his staff and if you send any information which is confidential or sensitive in nature before speaking to Darryl D. Yorkey, Esq., you do so at your own risk. The security of Your Personal Data, which includes any information you provided to us, whether through this site or by other means of communication, is important to us, but remember that no method of transmission over the Internet, or method of electronic storage is 100% secure. While we strive to use commercially acceptable means to protect Your Personal Data, we cannot guarantee its absolute security.

This Privacy Policy outlines Darryl D. Yorkey, Esq., (“attorney”) DBA Law Offices of Darryl Yorkey’s (“Firm”) practices with respect to information collected from users who access our website at www.darrylyorkey.com (“Site”), or otherwise share personal information with us (collectively: “Users”).

This Privacy Policy does not apply to the practices of companies that we do not own or control, or to individuals whom we do not employ or manage, including any of the third parties which we may disclose information as set forth in this Privacy Policy.

Definitions

“**Attorney**” used herein means and/or refers to Darryl D. Yorkey, Attorney at law, SBN 280351, licensed to practice law in the State of California.

“**Attorney-client relationship**” used herein means a relationship established by written or mutual verbal agreement acknowledged by the parties in written correspondence, in which you and the attorney have mutually agreed to specific services and/or scope of services, that does not occur any earlier than the first conversation and which may not occur, on the basis of an initial call alone.

"Cookies" are small pieces of information that a website assigns to your device while you are viewing a website. Cookies are very helpful and can be used for various different purposes. These purposes include allowing you to navigate between pages efficiently, enable automatic activation of certain features, remembering your preferences and making the interaction between you and our Services quicker and easier. Cookies are also used to help ensure that the advertisements you see are relevant to you and your interests and to compile statistical data on your use of our Services.

"Data" used herein means and/or refers to data that is not directly provided by you, but acquired by other site collection methods or that is collected automatically due to use of internet, browser or other actions by third parties, but may include personal data in specific circumstances.

"Firm", "We", "Us", "Our" used herein means and/or refers to Darryl D. Yorkey's law practice doing business as Law Offices of Darryl Yorkey, including his staff, agents and the attorney as an individual.

"Personal Data", "Personal Information" used herein means and/or refers to any information that relates to an identified or identifiable individual submitted through this site, including but not limited to data provided by that individual during any time and by any method of communication to us.

"Site" used herein means and/or refers to our website: www.darrylyorkey.com

"User", "Users", "You" used herein means and/or refers to the individual and/or individuals or the company, or other legal entity on behalf of which such individual(s) is/are accessing this site, who contacts us, submits an online inquiry or reaches out to our firm via this site or other communication methods in regards to using our services.

TYPES OF PERSONAL DATA COLLECTED AND USE OF SAID PERSONAL DATA

When you use the Site, you consent to the collection, storage, use, disclosure and other uses of your Personal Information as described in this Privacy Policy.

Personal Data Collected

When submitting an inquiry or contacting our firm, we may ask you to provide us with certain personally identifiable information that can be used to contact or identify you. Personally identifiable information may include, but is not limited to:

- First name and last name
- Email address
- Phone number
- Address, City, State, Country, ZIP/Postal code
- MetLife status and/or corresponding MetLife Id #
- Nature of your legal request

Other Data Collected

Usage data & Cookies: We may use cookies and other technologies in our related services, including when you visit our Site or submit an inquiry regarding our services. Usage Data is and/or may be collected automatically when visiting this site. Usage Data may include information such as your Device's Internet Protocol address (e.g. IP address), browser type, browser version, the pages of our site that you visit, the time and date of your visit, the time spent on those pages, unique device identifiers and other diagnostic data.

The Site uses or may use the following types of cookies:

- a. 'session cookies' which are stored only temporarily during a browsing session in order to allow normal use of the system and are deleted from your device when the browser is closed;
- b. 'persistent cookies' which are read only by the Site, saved on your computer for a fixed period and are not deleted when the browser is closed. Such cookies are used where we need to know who you are for repeat visits, for example to allow us to store your preferences for the next sign-in;
- c. 'third party cookies' which are set by other online services who run content on the page you are viewing, for example by third party analytics companies who monitor and analyze our web access.

Cookies do not contain any information that personally identifies you, but Personal Information that we store about you may be linked, by us, to the information stored in and obtained from cookies. You may remove the cookies by following the instructions of your device preferences; however, if you choose to disable cookies, some features of our Site may not operate properly and your online experience may be limited.

Third-Party Collection of data: We may at times, use a tool called “Google Analytics” to collect information about your use of the Site. Google Analytics collects information such as how often users access the Site, what pages they visit when they do so, etc. We use the information we get from Google Analytics only to improve our Site and services. Google Analytics collects the IP address assigned to you on the date you visit sites, rather than your name or other identifying information. We do not combine the information collected through the use of Google Analytics with personally identifiable information. Google’s ability to use and share information collected by Google Analytics about your visits to this Site is restricted by the Google Analytics Terms of Use and the Google Privacy Policy.

Please take NOTICE: Our policy only addresses the use and disclosure of information we collect from you. To the extent you disclose your information to other parties or sites throughout the internet, different rules may apply to their use or disclosure of the information you disclose to them. Accordingly, we encourage you to read the terms and conditions and privacy policy of each third party that you choose to disclose information to.

Use of Personal Data

We do not rent, sell, or share Users' personal information and other data with third parties except as described in this Privacy Policy. We do not rent, sell or share any collected personal information, including, but not limited to, mobile phone contact information with third-parties for the marketing purposes.

We may use Personal Data collected for the following purposes:

- Communicating with you; responding to your inquiry regarding our services or other customer service issue, for purposes of providing services requested by you and/or to update you regarding services being provided to you at the time of communication.
- Conducting statistical and analytical purposes, intended to improve the Site.

In addition to the different uses listed above, we may transfer or disclose Personal Data to our subsidiaries, affiliated companies and subcontractors for the sole purposes of performing services requested by you and agreed upon between yourself and our firm.

We may disclose your personal data for any other purpose with your express consent.

We may also disclose information if we have good faith to believe that disclosure of such information is helpful or reasonably necessary to: (i) comply with any applicable law, regulation, legal process or governmental request; (ii) enforce our policies (including any contract executed by and between yourself and our firm), including investigations of potential violations thereof, including any collection of debt in regards to our services that may be outstanding; (iii) investigate, detect, prevent, or take action regarding illegal activities or other wrongdoing, suspected fraud or security issues; (iv) to establish or exercise our rights to defend against legal claims; (v) prevent harm to the rights, property or safety of us, our users, yourself or any third party; or (vi) for the purpose of collaborating with law enforcement agencies and/or in case we find it necessary in order to enforce intellectual property or other legal rights.

Retention of Personal Data

Retention of your personal data is and/or may be necessary for the performance of our contractual obligations towards you and providing you with our services, to protect our legitimate interests and for compliance with legal and financial regulatory obligations to which we are subject. We will retain your personal information for as long as necessary to provide our services, and as necessary to comply with our legal obligations, resolve disputes, and enforce our policies. Retention periods will be determined by taking account of the type of information that is collected and the purpose for which it is collected, bearing in mind the requirements applicable to the situation and the need to destroy outdated, unused information at the earliest reasonable time. Under applicable regulations, we will keep records containing client personal data, account opening documents, communications and anything else as required by applicable laws and regulations.

USER RIGHTS

Please note that these rights are not absolute and may be subject to our own legitimate interests and regulatory requirements, as well as exemptions and/or exceptions as allowed by law.

For California Residents: Under the California Consumer Privacy Act of 2018 (CCPA) you have certain rights as follows:

- **The right to know** about your personal information collected, how it is used and shared;
- **The right to delete** personal information collected (with some exceptions);
- **The right to opt-out of the sale or sharing** of their personal information including via the GPC;
- **The right to correct** inaccurate personal information that a business has about you;
- **The right to limit the use** and disclosure of sensitive personal information collected about you and
- **The right to non-discrimination** for exercising your CCPA rights.

You may request to:

- Receive confirmation as to what personal data belonging to you that we have collected, request a copy of said data and know about how that data is used, stored and shared.
- Receive a copy of personal information you directly volunteer to us in a structured, commonly used and machine-readable format.
- Request rectification of your personal information that is in our control.
- Request erasure of your personal information, (there may exist exemptions under the law that may not require us to comply with this request)
- Object or OPT-OUT to the processing and/or sharing of your personal data by us as provided by law. (We DO NOT SELL your personal data)
- **OPT-OUT of any mobile communications and/or text messages, that you previously authorized, at any time by submitting a written request to elidia@darrylyorkey.com or reply to the mobile text message with “STOP”**
- Request to restrict processing of your personal information by us, as provided by law.
- Lodge a complaint with a supervisory authority.

You may review the CCPA’s full text and information by visiting: <https://oag.ca.gov/privacy/ccpa>

If you wish to exercise any of the aforementioned rights, or receive more information, please contact our Data Protection Officer (“DPO”) using the details provided below:

Elidia V. Bird

Office Administrator

P.O. Box 9636

Berkeley, CA 94709

(510) 319-9739

elidia@darrylyorkey.com

Please be advised that if you refuse to provide your personal information to our firm or ask that the data be deleted or request us to stop sharing or selling (if applicable) your personal data, and that personal data is necessary for our firm to provide you with goods or services, then we may not be able to complete the transaction and/or render services.

Minors: We understand the importance of protecting children's privacy, especially in an online environment. **The Site is not designed for or directed at children.** Under no circumstances shall we allow use of our services by minors without prior consent or authorization by a parent or legal guardian. We do not knowingly collect Personal Information from minors. If a parent or guardian becomes aware that his or her child has provided us with Personal Information without their consent, he or she should contact our Data Protection Officer.

We may rectify, replenish or remove incomplete or inaccurate information, at any time and at our own discretion. We may update our Privacy Policy from time to time. We will notify you of any changes by posting the new Privacy Policy on this page. We will let you know via email and/or a prominent notice on our site, prior to the change becoming effective and update the "Last updated" date at the top of this Privacy Policy. You are advised to review this Privacy Policy periodically for any changes. Changes to this Privacy Policy are effective when they are posted on this page.

We take great care in implementing and maintaining the security of the site and your information. Although we take reasonable steps to safeguard information, we cannot be responsible for the acts of those who gain unauthorized access or abuse our site, and we make no warranty, express, implied or otherwise, that we will prevent such access.

We value your privacy and your business.