

## **Goldman Sachs Bank USA eSign Agreement**

**Effective December 3, 2017**

Please read this Goldman Sachs Bank USA eSign Agreement (“**Agreement**”) carefully and retain a copy for your records. This Agreement applies to all disclosures, agreements, statements, notices and other documents related to your Marcus savings products (the “**Products**”) including, but not limited to, any documents relating to your Products (“**Documents**”).

This Agreement will be effective until you tell us that you no longer want to receive Documents electronically by sending us notice in the manner described in Section 4 below.

As used in this Agreement, “**you**” means the person providing this consent and “**us**” or “**we**” or “**our**” means Goldman Sachs Bank USA.

### **1. Electronic Delivery of Documents**

By clicking “Consent and continue,” you consent and agree that:

- a. We can provide all Documents to you electronically including, but not limited to, all disclosures required by law and other information about your legal rights and duties.
- b. Your electronic signature on any Documents has the same effect as if you signed them in ink.
- c. Your computer or electronic device meets the specifications and requirements listed below, and that computer or device permits you to access and retain the Documents electronically.

You agree that we can send all Documents to you electronically (1) via email, or (2) by access to a website or link that we provide in an e-mail notice that we send to you when the information is available, or (3) to the extent permissible by law, by access to a website that we designate in advance for such purpose. You agree that Documents provided electronically have the same meaning and effect as if we provided paper documents to you. When we send you an email or other electronic notification telling you that a Document is available electronically and we do in fact make it available online, that shall have the same meaning and effect as if we provided a paper Document to you, whether or not you choose to view it.

You also confirm that you have the hardware and software described in Section 3, that you are able to receive and review electronic records, and that you have an active email account.

### **2. Email Address**

You must keep your email or electronic address current with us. You must promptly notify us of any change in your email or other electronic address. You may change the email address on record for you through our website or by contacting us toll-free at 1-855-730-7283. We may provide you with separate instructions to update your email address from time to time. You agree that if we send an email message to you regarding any electronic communication or send any electronic communication to the email address you have provided us and such email message is returned as undeliverable, we will be deemed to have provided such electronic communication to you.

### 3. Hardware and Software You Will Need

To view Documents, you will need:

- a Current Version (defined below) of an Internet browser we support,
- a connection to the Internet,
- a Current Version of a program that accurately reads and displays PDF files (which may be either a browser that supports native PDF rendering or a program such as Adobe Acrobat Reader), and
- a computer and an operating system capable of supporting all of the above.

By “**Current Version**,” we mean a version of the software that we support and that is currently being supported by its publisher. We support the Current Version and for a period of time (at least three months), the version immediately prior to the Current Version of Firefox, Google Chrome, Microsoft Internet Explorer and Safari.

As permitted by and in accordance with applicable law, we reserve the right to discontinue support of a Current Version of software for any reason, including without limitation, our opinion that it suffers from a security or other flaw that makes it unsuitable for use with our website. And we always reserve the right, in our sole discretion, to communicate with you by mail.

### 4. Withdrawing Your Electronic Acceptance of Documents

You understand that you have the right to receive Documents in paper form. You can request paper copies and/or withdraw consent by contacting us at 1-855-730-7283.

Any withdrawal of your consent to receive electronic Documents will be effective only after we have a reasonable period of time to process your withdrawal. If you withdraw your consent, you may not be able to use certain online functionality with respect to your Products or complete actions with respect to your Products online.