

BakerHostetler

Baker & Hostetler LLP

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December 1, 2014

VIA OVERNIGHT DELIVERY

Office of the Attorney General
33 Capitol Street
Concord, NH 03301
Attn: Attorney General Michael A. Delaney

STATE OF NH
DEPT OF JUSTICE
2014 DEC -2 AM 10:11

Re: *Incident Notification*

Dear Assistant Attorney General Delaney:

On September 7, 2014 our client, Blue Mountain Community Foundation (“BMCF”), learned that an online database, FoundationSearch.com, accessed a public IRS database containing BMCF’s federal tax exemption forms. FoundationsSearch.com made those forms available to its clients for the reporting periods of 2004 to 2005 and 2005 to 2006. Upon learning this, BMCF immediately launched an investigation to determine what information was contained in the specific forms that were made available. BMCF’s investigation revealed that the tax exemption forms contained information about some of the scholarship recipients for the corresponding tax reporting periods. The information on the tax exemption forms published by the IRS included the scholarship recipients’ name and Social Security number. BMCF’s investigation also concluded that the tax exemption forms for subsequent reporting periods did not contain any Social Security numbers.

To date, BMCF has received no reports that any of the information has been used improperly. As a precaution, however, BMCF is notifying the affected scholarship recipients and offering them one year of complimentary credit monitoring and identity theft protection services through AllClear ID. BMCF is also providing dedicated call center support to answer any questions for those affected.

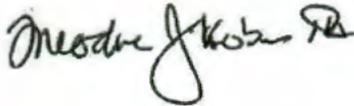
Since discovering the incident, BMCF has taken the additional step of ensuring that the particular online database in question redacts the information on those specific tax exemption forms from its servers so that the Social Security numbers are no long visible. The online database refused to do this voluntarily and required BMCF to pay substantial money to have this completed. BMCF is also taking steps to ensure other online databases that access the public IRS database redact the information from the tax exemption forms from their servers as well.

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On December 1, 2014, BMCF is notifying one New Hampshire resident pursuant to New Hampshire statute in substantially the same form as the enclosed letter.¹ Notification is being provided without unreasonable delay pursuant to the investigation described above, including dealing with FoundationSearch.com, which was necessary to determine the nature and scope of the incident as well as to identify the individuals affected. *See* N.H. Rev. Stat. Ann. § 359-C:20(b).

Please do not hesitate to contact me if you have any questions regarding this matter.

Sincerely,

A handwritten signature in black ink that reads "Theodore J. Kobus III". The signature is written in a cursive style with a large, stylized initial 'T'.

Theodore J. Kobus III

Enclosure

¹ As BMCF does not conduct business in New Hampshire, this report is not, and does not constitute, a waiver of personal jurisdiction.



Serving Donors: Strengthening Communities.

c/o ID Experts
10300 SW Greenburg Road
Suite 570
Portland, OR 97223

[Date]
[First Name][Last Name]
[Address Line 1]
[Address Line 2]

Dear [Name],

Blue Mountain Community Foundation is committed to protecting the privacy and confidentiality of the personal information we maintain. Regrettably, we write to inform you of an incident related to some of that personal information connected to the grant or grants for scholarships that were awarded on your behalf in 2004 and 2005.

On September 7, 2014, we learned that an online database, FoundationSearch.com, accessed and made available to its clients Blue Mountain Community Foundation's federal tax exemption forms for the reporting periods of 2004 to 2005 and 2005 to 2006. Upon learning this, we immediately launched an investigation to determine what information was contained in the specific forms that were made available. Our investigation revealed that the tax exemption forms contained information about some of the scholarship recipients for the corresponding tax reporting periods. The information on the tax exemption forms included your name and Social Security number. Our investigation also concluded that the tax exemption forms for subsequent reporting periods did not contain any Social Security numbers.

To date, we have no reason to believe that any information has been used improperly. However, we are taking immediate action to notify you so that you can take appropriate steps to protect yourself. As an added precaution, we have arranged to have AllClear ID protect your identity for 12 months at no cost to you. The following identity protection services start on the date of this notice and you can use them at any time during the next 12 months.

AllClear SECURE: The team at AllClear ID is ready and standing by if you need help protecting your identity. This protection is automatically available to you with no enrollment required. If a problem arises, simply call (866) 979-2595 and a dedicated investigator will do the work to recover financial losses, restore your credit and make sure your identity is returned to its proper condition. AllClear maintains an A+ rating at the Better Business Bureau.

AllClear PRO: This service offers additional layers of protection including credit monitoring. For a child under 18 years old, AllClear ID ChildScan identifies fraud by searching various databases for evidence of misuse of the child's information. To use the PRO service, you will need to provide your personal information to AllClear ID. You

may sign up online at enroll.allclearid.com or by phone by calling (866) 979-2595 using the following redemption code: [Code].

Please note: Additional steps may be required by you in order to activate your phone alerts.

We deeply regret any inconvenience this incident may cause you. We are taking the additional step of ensuring that the particular online database in question redacts this information on those specific tax exemption forms from its servers so that the Social Security numbers are no longer visible. The Blue Mountain Community Foundation no longer collects this information. If you have any questions or concerns regarding this incident, please call 877-276-7349, Monday through Friday 6:00 A.M. to 6:00 P.M. Pacific Time.

Sincerely,

A handwritten signature in blue ink that reads "Kari Isaacson". The signature is written in a cursive style with a long, sweeping underline.

Kari Isaacson
Executive Director

More Information on How to Protect Yourself

Whether or not you enroll in the complimentary credit monitoring service, we recommend that you remain vigilant for signs of identity theft or fraud by reviewing your account statements and credit reports for any unauthorized activity. You can obtain a copy of your credit report, free of charge, once every 12 months from each of the three nationwide credit reporting companies. To order your annual free credit report from any of the three reporting companies, please visit www.annualcreditreport.com or call toll free at 1-877-322-8228.

You can obtain information from the credit reporting agencies and the Federal Trade Commission about steps to take to avoid identity theft as well as information about fraud alerts and security freezes. Contact information for the three credit reporting agencies and the Federal Trade Commission are as follows:

Equifax	Experian	TransUnion
PO Box 740256	PO Box 9554	PO Box 6790
Atlanta, GA 30374	Allen, TX 75013	Fullerton, CA 92834
www.equifax.com	www.experian.com	www.transunion.com
1-800-525-6285	1-888-397-3742	1-800-680-7289

Federal Trade Commission
600 Pennsylvania Avenue, NW
Washington, DC 20580
www.ftc.gov/idtheft
1-877-438-4338

If you believe you are the victim of identity theft or have reason to believe your personal information has been misused, you should immediately contact the Federal Trade Commission and/or the attorney general's office in your home state. You should also contact your local law enforcement authority and file a police report. Obtain a copy of the police report in case you are asked to provide copies to creditors to correct your records.

Terms of Use for AllClear Secure

If you become a victim of fraud using your personal information without authorization, AllClear ID will help recover your financial losses and restore your identity. Benefits include:

- Automatic 12 months of coverage;
- No cost to you – ever. AllClear Secure is paid for by the participating Company.

Services Provided

If you suspect identity theft, simply call AllClear ID to file a claim. AllClear ID will provide appropriate and necessary remediation services (“Services”) to help restore the compromised accounts and your identity to the state prior to the incident of fraud. Services are determined at the sole discretion of AllClear ID and are subject to the terms and conditions found on the AllClear ID website. AllClear Secure is not an insurance policy, and AllClear ID will not make payments or reimbursements to you for any financial loss, liabilities or expenses you incur.

Coverage Period

You are automatically protected for 12 months from the date the breach incident occurred, as communicated in the breach notification letter you received from Company (the “Coverage Period”). Fraud Events that occurred prior to your Coverage Period are not covered by AllClear Secure services.

Eligibility Requirements

To be eligible for Services under AllClear Secure coverage, you must fully comply, without limitations, with your obligations under the terms herein, you must be a citizen eighteen or legal resident, (18) years of age or older, reside in the United States, and have a valid U.S. Social Security number. Minors under eighteen (18) years of age may be eligible, but must be sponsored by a parent or guardian. The Services cover only you and your personal financial and medical accounts that are directly associated with your valid U.S. Social Security number, including but not limited to credit card, bank, or other financial accounts and/or medical accounts.

How to File a Claim

If you become a victim of fraud covered by the AllClear Secure services, you must:

- Notify AllClear ID by calling 1.855.434.8075 to report the fraud prior to expiration of your Coverage Period;
- Provide proof of eligibility for AllClear Secure by providing the redemption code on the notification letter you received from the sponsor Company;
- Fully cooperate and be truthful with AllClear ID about the Event and agree to execute any documents AllClear ID may reasonably require;
- Fully cooperate with AllClear ID in any remediation process, including, but not limited to, providing AllClear ID with copies of all available investigation files or reports from any institution, including, but not limited to, credit institutions or law enforcement agencies, relating to the alleged theft.

Coverage under AllClear Secure Does Not Apply to the Following:

Any expense, damage or loss:

- Due to
 - Any transactions on your financial accounts made by authorized users, even if acting without your knowledge

- Any act of theft, deceit, collusion, dishonesty or criminal act by you or any person acting in concert with you, or by any of your authorized representatives, whether acting alone or in collusion with you or others (collectively, your “Misrepresentation”)
- Incurred by you from an Event that did not occur during your coverage period;
- In connection with an Event that you fail to report to AllClear ID prior to the expiration of your AllClear Secure coverage period.

Other Exclusions:

- AllClear ID will not pay or be obligated for any costs or expenses other than as described herein, including without limitation fees of any service providers not retained by AllClear ID; AllClear ID reserves the right to investigate any asserted claim to determine its validity;
- AllClear ID is not an insurance company, and AllClear Secure is not an insurance policy; AllClear ID will not make payments or reimbursements to you for any loss or liability you may incur;
- AllClear ID is not a credit repair organization, is not a credit counseling service, and does not promise to help you improve your credit history or rating beyond resolving incidents of fraud; and
- You are expected to protect your personal information in a reasonable way at all times. Accordingly, you will not recklessly disclose or publish your Social Security number or any other personal information to those who would reasonably be expected to improperly use or disclose that Personal Information, such as, by way of example, in response to “phishing” scams, unsolicited emails, or pop-up messages seeking disclosure of personal information.

Opt-out Policy

If for any reason you wish to have your information removed from the eligibility database for AllClear Secure, please contact AllClear ID:

<p><u>E-mail</u> support@allclearid.com</p>	<p><u>Mail</u> AllClear ID, Inc. 823 Congress Avenue Suite 300 Austin, Texas 78701</p>	<p><u>Phone</u> 1.855.434.8077</p>
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