

STATE OF NH DEPT OF JUSTICE 2016 JUL -6 AM II: 12

Section and at

HUNTON & WILLIAMS LLP 1111 BRICKELL AVENUE SUITE 2500 MIAMI, FLORIDA 33131

TEL 305 • 810 • 2500 FAX 305 • 810 • 2460

JOHN DELIONADO DIRECT DIAL: 305 • 536 • 2752 EMAIL: jdelionado@hunton.com

FILE NO: 87338.000002

June 30, 2016

## Via Certified Mail

Office of the New Hampshire Attorney General 33 Capitol Street Concord, NH 03301

To Whom It May Concern:

In accordance with N.H. Rev. Stat. Ann. § 359-C:20, I am writing on behalf of KontrolFreek, LLC ("KontrolFreek") to notify you regarding the nature and circumstances of a recent data security incident.

KontrolFreek recently became aware that an unauthorized third party accessed KontrolFreek's servers and acquired certain payment card information of some of its customers. Promptly after learning of the issue, KontrolFreek took steps to secure its website and determine the nature and scope of the issue. In addition, the company retained a data security expert to conduct a forensic investigation. Based on the investigation, KontrolFreek believes the issue occurred between October 21, 2015 and April 7, 2016. The affected information may have included names, addresses, payment card numbers and security codes.

KontrolFreek has identified approximately 19 New Hampshire residents affected by this incident. KontrolFreek has arranged to offer affected individuals identity protection services for one year at no cost to them. Attached for your reference is a copy of the notice being sent to the affected individuals beginning on June 30, 2016. Please do not hesitate to contact me if you have any questions.

Very truly yours, lionado/29 ohn J. Delionado

Enclosure

ATLANTA AUSTIN BANGKOK BEIJING BRUSSELS CHARLOTTE DALLAS HOUSTON LONDON LOS ANGELES MCLEAN MIAMI NEW YORK NORFOLK RALEIGH RICHMOND SAN FRANCISCO TOKYO WASHINGTON www.hunton.com

## KONTROLFREEK, LLC

Processing Center • P.O. BOX 141578 • Austin, TX 78714



3

00001 JOHN Q. SAMPLE 1234 MAIN STREET ANYTOWN US 12345-6789

June 30, 2016

Dear John Sample,

We are writing to notify you of an issue that involves certain details of your payment card information. We recently became aware that an unauthorized third party accessed KontrolFreek servers and acquired certain payment card information of some of our customers. Promptly after learning of the issue, we took steps to secure our website and determine the nature and scope of the issue. In addition, we retained a data security expert to conduct a forensic investigation. Based on the investigation, we believe the issue occurred between October 21, 2015 and April 7, 2016. The affected information may have included your name, address, payment card number and security code.

We regret that this issue may affect you. We take our obligation to safeguard customer information very seriously and are letting you know about this issue so you can take steps to help protect yourself. You are entitled under U.S. law to one free credit report annually from each of the three nationwide consumer reporting agencies. To order your free credit report, visit www.annualcreditreport.com or call toll-free at 1-877-322-8228. We encourage you to remain vigilant by reviewing your account statements and monitoring your free credit reports. In addition, we have arranged to offer you identity protection for 12 months at no cost to you. The enclosed Reference Guide provides information on registration for these services and recommendations by the U.S. Federal Trade Commission on the protection of personal information.

If you have any questions regarding this issue, please call 1-855-422-7187, Monday – Saturday from 8 a.m. to 8 p.m. CST.

Again, we regret any inconvenience this may cause you.

Sincerely,

Ashish Mistry Manager, KontrolFreek



## **Reference Guide**

We encourage you to take the following steps:

1

Order Your Free Credit Report. To order your free credit report, visit www.annualcreditreport.com, call tollfree at 1-877-322-8228, or complete the Annual Credit Report Request Form on the U.S. Federal Trade Commission's ("FTC") website at www.consumer.ftc.gov and mail it to Annual Credit Report Request Service, P.O. Box 105281, Atlanta, GA 30348-5281. The three consumer reporting agencies provide free annual credit reports only through the website, toll-free number or request form.

When you receive your credit report, review it carefully. Look for accounts you did not open. Look in the "inquiries" section for names of creditors from whom you haven't requested credit. Some companies bill under names other than their store or commercial names. The consumer reporting agency will be able to tell you when that is the case. Look in the "personal information" section for any inaccuracies in your information (such as home address and Social Security number). If you see anything you do not understand, call the consumer reporting agency at the telephone number on the report. Errors in this information may be a warning sign of possible identity theft. You should notify the consumer reporting agencies of any inaccuracies in your report, whether due to error or fraud, as soon as possible so the information can be investigated and, if found to be in error, corrected. If there are accounts or charges you did not authorize, immediately notify the appropriate consumer reporting agency staff will review your report with you. If the information can't be explained, then you will need to call the creditors involved. Information that can't be explained also should be reported to your local police or sheriff's office because it may signal criminal activity.

**<u>Register for Identity Protection Services.</u>** We have arranged with AllClear ID to offer you identity protection services for 12 months at no cost to you.

<u>AllClear SECURE:</u> This service provides you with a dedicated investigator to help you recover possible financial losses and help restore your credit and identity in the event challenges occur. You are automatically eligible to use this service – there is no action required on your part to enroll other than placing a call. You may receive this fraud assistance service by calling 1-855-422-7187 and providing your Reference Code: Redemption Code.

**<u>Report Incidents.</u>** If you detect any unauthorized transactions in a financial account, promptly notify your payment card company or financial institution. If you detect any incident of identity theft or fraud, promptly report the incident to law enforcement and your state attorney general. If you believe your identity has been stolen, the FTC recommends that you take these steps:

- Place an initial fraud alert.
- Order your credit reports.
- Create an FTC Identity Theft Affidavit by submitting a report about the theft at http://www.ftc.gov/complaint or by calling the FTC.
- File a police report about the identity theft and get a copy of the police report or the report number. Bring your FTC Identity Theft Affidavit with you when you file the police report.
- Your Identity Theft Report is your FTC Identity Theft Affidavit plus your police report. You may be able to use your Identity Theft Report to remove fraudulent information from your credit report, prevent companies from refurnishing fraudulent information to a consumer reporting agency, stop a company from collecting a debt that resulted from identity theft, place an extended seven-year fraud alert with consumer reporting agencies, and obtain information from companies about accounts the identity thief opened or misused.

You can contact the FTC to learn more about how to protect yourself from becoming a victim of identity theft and how to repair identity theft:

Federal Trade Commission Consumer Response Center 600 Pennsylvania Avenue, NW Washington, DC 20580 1-877-IDTHEFT (438-4338) www.ftc.gov/idtheft/

4

1 1

<u>Consider Placing a Fraud Alert on Your Credit File.</u> To protect yourself from possible identity theft, consider placing a fraud alert on your credit file. A fraud alert helps protect you against the possibility of an identity thief opening new credit accounts in your name. When a merchant checks the credit history of someone applying for credit, the merchant gets a notice that the applicant may be the victim of identity theft. The alert notifies the merchant to take steps to verify the identity of the applicant. You can place a fraud alert on your credit report by calling any one of the toll-free numbers provided below. You will reach an automated telephone system that allows you to flag your file with a fraud alert at all three consumer reporting agencies. For more information on fraud alerts, you also may contact the FTC as described above.

Equifax	Equifax Credit Information Services, Inc. P.O. Box 740241 Atlanta, GA 30374	1-800-525-6285	www.equifax.com
Experian	Experian Inc. P.O. Box 9554 Allen, TX 75013	1-888-397-3742	www.experian.com
TransUnion	TransUnion LLC P.O. Box 2000 Chester, PA 19022-2000	1-800-680-7289	www.transunion.com

<u>Consider Placing a Security Freeze on Your Credit File.</u> You may wish to place a "security freeze" (also known as a "credit freeze") on your credit file. A security freeze is designed to prevent potential creditors from accessing your credit file at the consumer reporting agencies without your consent. There may be fees for placing, lifting, and/or removing a security freeze, which generally range from \$5-\$20 per action. Unlike a fraud alert, you must place a security freeze on your credit file at each consumer reporting agencies or the FTC as described above. As the instructions for establishing a security freeze differ from state to state, please contact the three nationwide consumer reporting.

The consumer reporting agencies may require proper identification prior to honoring your request. For example, you may be asked to provide:

- Your full name with middle initial and generation (such as Jr., Sr., II, III)
- Your Social Security number
- Your date of birth
- Addresses where you have lived over the past five years
- A legible copy of a government-issued identification card (such as a state driver's license or military ID card)
- Proof of your current residential address (such as a current utility bill or account statement)

**For Maryland Residents.** You can obtain information from the Maryland Office of the Attorney General about steps you can take to avoid identity theft. You may contact the Maryland Attorney General at:



Maryland Office of the Attorney General Consumer Protection Division 200 St. Paul Place Baltimore, MD 21202 (888) 743-0023 (toll-free in Maryland) (410) 576-6300 www.oag.state.md.us

**For Massachusetts Residents.** You have the right to obtain a police report and request a security freeze as described above. The consumer reporting agencies may charge you a fee of up to \$5 to place a security freeze on your account, and may require that you provide certain personal information (such as your name, Social Security number, date of birth, and address) and proper identification (such as a copy of a government-issued ID card and a bill or statement) prior to honoring your request for a security freeze. There is no charge, however, to place, lift or remove a security freeze if you have been a victim of identity theft and you provide the consumer reporting agencies with a valid police report.

**For North Carolina Residents.** You can obtain information from the North Carolina Attorney General's Office about preventing identity theft. You can contact the North Carolina Attorney General at:

North Carolina Attorney General's Office 9001 Mail Service Center Raleigh, NC 27699-9001 (877) 566-7226 (toll-free in North Carolina) (919) 716-6400 www.ncdoj.gov

## Print Your Documents

Hunton & Williams Roxanne Goodin 200 Park Ave 52nd Floor

New York NY 10166

USPS CERTIFIED MAIL

9214 8901 5372 1500 0407 48

New Hampshire Attorney General New Hampshire Attorney General 33 Capitol Street

Concord NH 03301-6310