



**MULLEN
COUGHLIN_{LLC}**
ATTORNEYS AT LAW

RECEIVED

OCT 04 2021

CONSUMER PROTECTION

Edward J. Finn
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426 W. Lancaster Avenue, Suite 200
Devon, PA 19333

September 29, 2021

VIA U.S. MAIL

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

Re: Notice of Data Event

Dear Sir or Madam:

We represent Landwehr Construction, Inc. ("Landwehr Construction") located at 846 33rd Street South, St. Cloud, MN 56301, and are writing to notify your office of an incident that may affect the security of some personal information relating to one (1) New Hampshire resident. By providing this notice, Landwehr Construction does not waive any rights or defenses regarding the applicability of New Hampshire law, the applicability of the New Hampshire data event notification statute, or personal jurisdiction.

Nature of the Data Event

On or about March 3, 2021, Landwehr Construction became aware of suspicious activity relating to an employee's email account. Upon discovery, Landwehr Construction worked with outside computer forensics specialists to investigate the nature and scope of the activity. Landwehr Construction's investigation determined that the employee email account was accessed without authorization between February 8, 2021 and February 17, 2021. The investigation was unable to determine whether personal information stored in the impacted email account was accessed or acquired by the unauthorized actor(s).

Landwehr Construction then worked with third-party specialists to perform a comprehensive review of the contents of the affected email account to determine what personal information was contained in the account and to whom the information related. Upon completion of the third-party review, Landwehr Construction conducted a manual review of internal records to determine the identities and contact information for potentially impacted individuals. Many of the impacted individuals did not have address information available, thus Landwehr Construction utilized the services of a vendor to search for address information and the results were returned on September 15, 2021.

The information relating to the impacted New Hampshire resident that could have been subject to unauthorized access includes their name and driver's license/state identification number.

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Notice to New Hampshire Residents

On or about September 29, 2021, Landwehr Construction provided written notice of this incident to all affected individuals, which includes one (1) New Hampshire resident. Written notice is being provided in substantially the same form as the letter attached here as *Exhibit A*.

Other Steps Taken and To Be Taken

Upon discovering the event, Landwehr Construction moved quickly to investigate and respond to the incident, assess the security of Landwehr Construction systems, and notify potentially affected individuals. Landwehr Construction is also working to review its existing policies and procedures and to implement additional safeguards to further secure the information in its environment. Landwehr Construction is providing access to credit monitoring services for one (1) year, through Experian, to individuals whose personal information was potentially affected by this incident, at no cost to these individuals.

Additionally, Landwehr Construction is providing impacted individuals with guidance on how to better protect against identity theft and fraud, including advising individuals to report any suspected incidents of identity theft or fraud to their credit card company and/or bank. Landwehr Construction is providing individuals with information on how to place a fraud alert and security freeze on one's credit file, information on protecting against tax fraud, the contact details for the national consumer reporting agencies, information on how to obtain a free credit report, a reminder to remain vigilant for incidents of fraud and identity theft by reviewing account statements and monitoring free credit reports, and encouragement to contact the Federal Trade Commission, their state Attorney General, and law enforcement to report attempted or actual identity theft and fraud.

Contact Information

Should you have any questions regarding this notification or other aspects of the data security event, please contact us at (267) 930-4776.

Very truly yours,

A handwritten signature in black ink, appearing to read 'EJ Finn', with a stylized flourish at the end.

Edward J. Finn of
MULLEN COUGHLIN LLC

EJF/jlm
Enclosure

EXHIBIT A



Return Mail Processing
PO Box 589
Claysburg, PA 16625-0589

September 29, 2021



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SAMPLE A SAMPLE - L01

APT ABC

123 ANY STREET

ANYTOWN, ST 12345-6789



Re: Notice of Data Event

Dear Sample A. Sample:

Landwehr Construction, Inc. ("Landwehr Construction") writes to notify you of a recent incident that may affect the security of some of your personal information. Although at this time there is no indication that your information has been misused in relation to this incident, we are providing you with information about the incident, our response to it, and what you may do to better protect your personal information, should you feel it appropriate to do so.

What Happened? On March 3, 2021, Landwehr Construction became aware of suspicious activity relating to a Landwehr Construction employee's email account. In response, Landwehr Construction worked with outside computer forensics specialists to investigate the nature and scope of the activity. The investigation determined that the employee email account was accessed without authorization between February 8, 2021 and February 17, 2021. Although the investigation was unable to determine whether personal information stored in the impacted email account had actually been viewed or taken by the unauthorized actor(s), Landwehr Construction could not rule out the possibility of such activity. Therefore, out of an abundance of caution, a thorough review of the information stored within the impacted email account was performed and it was determined that your personal information was potentially impacted.

What Information was Involved? The investigation determined the following types of your personal information were potentially impacted: [Extra1]. At this time, Landwehr Construction is not aware of any misuse of your information.

What We Are Doing. The confidentiality, privacy, and security of personal information within our care is among Landwehr Construction's highest priorities. Upon discovery, we promptly launched an investigation to determine the scope of the incident. Although there is no indication at this time of any misuse of your information in relation to this incident, we are notifying you so that you may take further steps to better protect your personal information should you feel it is appropriate to do so.

As an added precaution, Landwehr Construction is also offering you twelve (12) months of identity and credit monitoring services at no cost to you through Experian. For more information on these services, please review the enclosed "Steps You Can Take to Protect Your Personal Information." Please follow the instructions provided below to enroll in the identity and credit monitoring services Landwehr Construction is making available to you, as we are unable to enroll you in these services on your behalf.

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What You Can Do. Landwehr Construction encourages you to remain vigilant against incidents of identity theft and fraud by reviewing your account statements and monitoring your credit reports for suspicious activity and to detect errors. Please review the enclosed "Steps You Can Take to Protect Your Personal Information" for useful information on what you can do to better protect against possible misuse of your information. You can also follow the instructions provided below to enroll in the free identity and credit monitoring services Landwehr Construction is providing for you.

For More Information. We understand that you may have questions about this incident that are not addressed in this letter. If you have additional questions, please call our call center at (888) 451-6558 (toll free), Monday through Friday, from 6:00 a.m. to 8:00 p.m. PST and Saturday/Sunday, from 8:00 a.m. to 5:00 p.m. PST.

We sincerely regret any inconvenience or concern this may have caused you. Landwehr Construction remains committed to safeguarding information in our care, and we will continue to take proactive steps to enhance the security of our systems.

Sincerely,

A handwritten signature in black ink, appearing to read "Nathan Landwehr", written in a cursive style.

Nathan Landwehr
President
Landwehr Construction

Steps You Can Take to Protect Your Personal Information

Enroll in Credit Monitoring and Identity Protection Services

To activate your Experian IdentityWorks membership and start monitoring your personal information please follow the steps below:

- Ensure that you **enroll by: December 31, 2021** (Your code will not work after this date.)
- **Visit** the Experian IdentityWorks website to enroll:
- Provide your **activation code**:

If you have questions about the product, need assistance with identity restoration or would like an alternative to enrolling in Experian IdentityWorks online, please contact Experian's customer care team at (888) 451-6558 by **December 31, 2021**. Be prepared to provide engagement number as proof of eligibility for the identity restoration services by Experian.

ADDITIONAL DETAILS REGARDING YOUR 12-MONTH EXPERIAN IDENTITYWORKS MEMBERSHIP:

A credit card is **not** required for enrollment in Experian IdentityWorks.

You can contact Experian **immediately** regarding any fraud issues, and have access to the following features once you enroll in Experian IdentityWorks:

- **Experian credit report at signup:** See what information is associated with your credit file. Daily credit reports are available for online members only.*
- **Credit Monitoring:** Actively monitors Experian file for indicators of fraud.
- **Identity Restoration:** Identity Restoration agents are immediately available to help you address credit and non-credit related fraud.
- **Experian IdentityWorks ExtendCARE™:** You receive the same high-level of Identity Restoration support even after your Experian IdentityWorks membership has expired.
- **Up to \$1 Million Identity Theft Insurance**:** Provides coverage for certain costs and unauthorized electronic fund transfers.

If you believe there was fraudulent use of your information and would like to discuss how you may be able to resolve those issues, please reach out to an Experian agent at (888) 451-6558. If, after discussing your situation with an agent, it is determined that Identity Restoration support is needed, then an Experian Identity Restoration agent is available to work with you to investigate and resolve each incident of fraud that occurred (including, as appropriate, helping you with contacting credit grantors to dispute charges and close accounts; assisting you in placing a freeze on your credit file with the three major credit bureaus; and assisting you with contacting government agencies to help restore your identity to its proper condition).

Please note that this Identity Restoration support is available to you for 12 months from the date of this letter and does not require any action on your part at this time. The Terms and Conditions for this offer are located at www.ExperianIDWorks.com/restoration. You will also find self-help tips and information about identity protection at this site.

Monitor Accounts

Under U.S. law, a consumer is entitled to one free credit report annually from each of the three major credit reporting bureaus, Equifax, Experian, and TransUnion. To order your free credit report, visit www.annualcreditreport.com or call, toll-free, 1-877-322-8228. You may also directly contact the three major credit reporting bureaus listed below to request a free copy of your credit report.

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Consumers have the right to place an initial or extended “fraud alert” on a credit file at no cost. An initial fraud alert is a 1-year alert that is placed on a consumer’s credit file. Upon seeing a fraud alert display on a consumer’s credit file, a business is required to take steps to verify the consumer’s identity before extending new credit. If you are a victim of identity theft, you are entitled to an extended fraud alert, which is a fraud alert lasting seven years. Should you wish to place a fraud alert, please contact any one of the three major credit reporting bureaus listed below.

As an alternative to a fraud alert, consumers have the right to place a “credit freeze” on a credit report, which will prohibit a credit bureau from releasing information in the credit report without the consumer’s express authorization. The credit freeze is designed to prevent credit, loans, and services from being approved in your name without your consent. However, you should be aware that using a credit freeze to take control over who gets access to the personal and financial information in your credit report may delay, interfere with, or prohibit the timely approval of any subsequent request or application you make regarding a new loan, credit, mortgage, or any other account involving the extension of credit. Pursuant to federal law, you cannot be charged to place or lift a credit freeze on your credit report. To request a security freeze, you will need to provide the following information:

1. Full name (including middle initial as well as Jr., Sr., II, III, etc.);
2. Social Security number;
3. Date of birth;
4. Addresses for the prior two to five years;
5. Proof of current address, such as a current utility bill or telephone bill;
6. A legible photocopy of a government-issued identification card (state driver’s license or ID card, military identification, etc.); and
7. A copy of either the police report, investigative report, or complaint to a law enforcement agency concerning identity theft if you are a victim of identity theft.

Should you wish to place a fraud alert or credit freeze, please contact the three major credit reporting bureaus listed below:

Equifax	Experian	TransUnion
https://www.equifax.com/personal/credit-report-services/	https://www.experian.com/help/	https://www.transunion.com/credit-help
888-298-0045	1-888-397-3742	833-395-6938
Equifax Fraud Alert, P.O. Box 105069 Atlanta, GA 30348-5069	Experian Fraud Alert, P.O. Box 9554, Allen, TX 75013	TransUnion Fraud Alert, P.O. Box 2000, Chester, PA 19016
Equifax Credit Freeze, P.O. Box 105788 Atlanta, GA 30348-5788	Experian Credit Freeze, P.O. Box 9554, Allen, TX 75013	TransUnion Credit Freeze, P.O. Box 160, Woodlyn, PA 19094

Additional Information

You may further educate yourself regarding identity theft, fraud alerts, credit freezes, and the steps you can take to protect your personal information by contacting the consumer reporting bureaus, the Federal Trade Commission, or your state Attorney General. The Federal Trade Commission may be reached at: 600 Pennsylvania Avenue NW, Washington, DC 20580; www.identitytheft.gov; 1-877-ID-THEFT (1-877-438-4338); and TTY: 1-866-653-4261. The Federal Trade Commission also encourages those who discover that their information has been misused to file a complaint with them. You can obtain further information on how to file such a complaint by way of the contact information listed above. You have the right to file a police report if you ever experience identity theft or fraud. Please note that in order to file a report with law enforcement for identity theft, you will likely need to provide some proof that you have been a victim. Instances of known or suspected identity theft should also be reported to law enforcement and your state Attorney General. This notice has not been delayed by law enforcement.

* Offline members will be eligible to call for additional reports quarterly after enrolling.

** The Identity Theft Insurance is underwritten and administered by American Bankers Insurance Company of Florida, an Assurant company. Please refer to the actual policies for terms, conditions, and exclusions of coverage. Coverage may not be available in all jurisdictions.