



Ryan C. Loughlin

Office: 267-930-4786 Fax: 267-930-4771

Email: rloughlin@mullen.law

1275 Drummers Lane, Suite 302 Wayne, PA 19087

January 24, 2018

# INTENDED FOR ADDRESSEE(S) ONLY

# VIA U.S. MAIL

Attorney General Gordon J. MacDonald Office of the New Hampshire Attorney General Attn: Security Breach Notification 33 Capitol Street Concord, NH 03301

Re: Supplemental Notice of Data Security Incident

Dear Attorney General MacDonald:

We represent Southern National Bancorp of Virginia, Inc. d/b/a Sonabank ("Sonabank"), 10900 Nuckols Road, Suite 325, Glen Allen, VA 23060, and are writing to provide supplemental notice of a data security incident that may have affected the security of information related to certain individuals residing in New Hampshire. Sonabank provided initial notice of this incident to your office on October 31, 2017, a copy of which is attached hereto as *Exhibit AA*. This notice may be supplemented with any new significant facts learned subsequent to its submission. By providing this notice, Sonabank 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.

On October 31, 2017, Sonabank began providing written notice of the incident to known affected individuals. At that time, Sonabank was still in the process of identifying current addresses for certain affected individuals. Upon identifying the outstanding mailing addresses, Sonabank will begin notifying the additional individuals, including one (1) New Hampshire resident, at their recently identified address on January 24, 2018. Notice to affected individuals will be provided in substantially the same form as the letter attached hereto as *Exhibit BB*.

Office of the New Hampshire Attorney General January 24, 2018 Page 2

Should you have any questions regarding this supplemental notification or other aspects of the data security event, please contact us at 267-930-4786.

Very truly yours,

Ryan C. Loughlin of MULLEN COUGHLIN LLC

RCL:anm Enclosure

# **EXHIBIT AA**



Ryan C. Loughlin 1275 Drummers Lane, Suite 302 Office: 267-930-4786 Wayne, PA 19087

Office: 267-930-4786 Fax: 267-930-4771

Email: rloughlin@mullen.law

October 31, 2017

# INTENDED FOR ADDRESSEE(S) ONLY

# VIA U.S. MAIL

Attorney General Gordon J. MacDonald Office of the New Hampshire Attorney General Attn: Security Breach Notification 33 Capitol Street Concord, NH 03301

Re: Notice of Data Security Incident

Dear Attorney General MacDonald:

We represent Southern National Bancorp of Virginia, Inc. d/b/a Sonabank ("Sonabank"), 10900 Nuckols Road, Suite 325, Glen Allen, VA 23060, and are writing to notify you of a data security incident that may have affected the security of information related to certain individuals residing in New Hampshire. This notice will be supplemented with any new significant facts learned subsequent to its submission. By providing this notice, Sonabank 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 Security Event

On or about July 27, 2017, Sonabank discovered suspicious activity related to its email system. Upon further investigation, Sonabank determined that beginning on or about June 8, 2017 and continuing through July, certain Sonabank employees received multiple phishing emails designed to harvest credentials. Upon learning of this phishing attack, third-party forensic experts were hired to investigate the nature and scope of the incident. Through this investigation, Sonabank determined that there was unauthorized access to the email accounts belonging to certain Sonabank employees between June 4, 2017 and August 26, 2017.

On October 3, 2017, Sonabank determined that the following types of information were contained within the affected email account(s) and may have been accessed by an unauthorized individual as

Attorney General Gordon J. MacDonald October 31, 2017 Page 2

a result of this incident: names, Social Security numbers and for some, financial account information and driver's license numbers.

# **Notice to New Hampshire Residents**

Beginning on or about October 31, 2017, Sonabank will provide written notice of the incident to known affected individuals, including approximately three (3) New Hampshire residents. Sonabank is currently working to locate the mailing addresses for additional potentially affected individuals, and may notify additional New Hampshire residents. Should additional New Hampshire residents be identified and notified, Sonabank will provide a supplemental notification to your office. Notice to affected individuals will be provided in substantially the same form as the letter attached hereto as *Exhibit A*.

# **Other Steps Taken**

As part of Sonabank's commitment to the security of the information in its systems, Sonabank has ensured that all affected employees changed their passwords and is implementing additional measures to further safeguard its systems. Sonabank continues to review its existing policies and procedures to protect the privacy and security of personal information within its care.

In addition to providing written notice of this incident to all affected individuals as described above, Sonabank is offering affected individuals access to 12 months of complimentary credit monitoring and identity restoration services with Experian, along with helpful information on how to better protect against identify theft and fraud. Sonabank has provided notice of this incident to the consumer reporting agencies, as well as to other state officials as required by law.

#### **Contact Information**

Should you have any questions regarding this notification or other aspects of the data security event, please contact us at 267-930-4786.

Very truly yours,

Ryan C. Loughiin of

MULLEN COUGHLIN LLC

RCL:anm Enclosure

# Exhibit A





Return Mail Processing Center PO Box 6336 Portland, OR 97228-6336

<<Mail ID>>
</Name 1>>
</Name 2>>
</Address 1>>
</Address 2>>
</Address 3>>
</Address 4>>
</Address 5>>
</City>><<State>></Zip>>
</Country>>

<<Date>>

Re: Notice of Data Breach

Dear << Name 1>>:

Southern National Bancorp of Virginia, Inc. d/b/a Sonabank ("Sonabank") recently discovered an incident that may affect the security of your personal information. The privacy and protection of information within our care is a matter we take seriously, and we encourage you to review the information provided in this letter for steps that you may take to protect yourself against potential misuse of your information, should you feel it appropriate to do so.

What Happened? On or about July 27, 2017, Sonabank discovered suspicious activity related to its email system. Upon further investigation, Sonabank determined that beginning on or about June 4, 2017 and continuing through July, certain Sonabank employees received multiple phishing emails designed to harvest credentials. Upon learning of this phishing attack, third-party forensic experts were hired to investigate the nature and scope of the incident. Through this investigation, Sonabank determined that there was unauthorized access to the email accounts belonging to certain employees between June 4, 2017 and August 26, 2017. This incident only involved unauthorized access to legacy-EVB employee email accounts prior to the acquisition of EVB by Sonabank.

<< Insert Data Elements Paragraph>>

What Are We Doing? We take this incident and the security of your personal information very seriously. As part of our commitment to the security of the information in our systems, we have ensured that all affected employees changed their passwords and are implementing additional measures to further safeguard our systems. We continue to review our existing policies and procedures to protect the privacy and security of your personal information.

We are providing you with information you can use to better protect against identity theft and fraud, as well as access to 12 months of complimentary credit monitoring and identity restoration services with Experian. You can find more information and steps you can take, as well as instructions on how to enroll in the complimentary credit monitoring and identity restoration services in the enclosed *Steps You Can Take to Protect Your Information*.

What Can You Do? Sonabank encourages you to enroll and receive the complimentary credit monitoring and identity restoration services with Experian. You also can take the steps described in the enclosed Steps You Can Take to Protect Your Information to better protect yourself against identity theft and fraud.

For More Information. We recognize that you may have questions that are not answered in this letter. If you have additional questions, please contact our dedicated assistance line at 888-829-0770 (toll-free), which is available Monday through Friday, 9:00 am – 9:00 pm EDT. We sincerely regret any inconvenience or concern this incident has caused you.

Sincerely,

Joe A. Shearin President and CEO

Joe A. Aleio

#### STEPS YOU CAN TAKE TO PROTECT YOUR INFORMATION

**Enroll in Credit Monitoring.** As an added precaution, Sonabank is offering you 12 months of credit monitoring and identity restoration services with Experian at no cost to you.

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. 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 offer is available to you for one year 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.

While <u>Identity Restoration assistance is immediately available to you</u>, we also encourage you to activate the fraud detection tools available through Experian IdentityWorks <sup>SM</sup> as a complimentary one-year membership. This product provides you with superior identity detection and resolution of identity theft. To start monitoring your personal information please follow the steps below:

- Ensure that you enroll by: << Enrollment Deadline >> (Your code will not work after this date.)
- · Visit the Experian IdentityWorks website to enroll: https://www.experianidworks.com/creditone
- Provide your activation code: <<Enrollment Code>>

If you have questions about the product, need assistance with identity or would like an alternative to enrolling in Experian IdentityWorks online, please contact Experian's customer care team at 877-890-9332 by **Enrollment Deadline**. Be prepared to provide engagement number **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.¹
- 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<sup>TM</sup>: You receive the same high-level of Identity Restoration support even after your Experian IdentityWorks membership has expired.
- \$1 Million Identity Theft Insurance<sup>2</sup>: Provides coverage for certain costs and unauthorized electronic fund transfers.

What you can do to protect your information: There are additional actions you can consider taking to reduce the chances of identity theft or fraud on your account(s). Please refer to www.ExperianIDWorks.com/restoration for this information.

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

<sup>&</sup>lt;sup>2</sup> Identity theft insurance is underwritten by insurance company subsidiaries or affiliates of American International Group, Inc. (AIG). The description herein is a summary and intended for informational purposes only and does not include all terms, conditions and exclusions of the policies described. Please refer to the actual policies for terms, conditions, and exclusions of coverage. Coverage may not be available in all jurisdictions.

### Monitor Your Accounts.

<u>Credit Reports</u>. We encourage you to remain vigilant against incidents of identity theft and fraud by reviewing your account statements and monitoring your free credit reports for suspicious activity. Under U.S. law, you are entitled to one free credit report annually from each of the three major credit reporting bureaus. To order your free credit report, visit <u>www.annualcreditreport.com</u> or call, toll-free, 1-877-322-8228. You may also contact the three major credit bureaus directly to request a free copy of your credit report.

<u>Fraud Alerts</u>. At no charge, you can also have these credit bureaus place a "fraud alert" on your file that alerts creditors to take additional steps to verify your identity prior to granting credit in your name. Note, however, that because it tells creditors to follow certain procedures to protect you, it may also delay your ability to obtain credit while the agency verifies your identity. As soon as one credit bureau confirms your fraud alert, the others are notified to place fraud alerts on your file. Should you wish to place a fraud alert, or should you have any questions regarding your credit report, please contact any one of the agencies listed below:

Equifax P.O. Box 105069 Atlanta, GA 30348 800-525-6285 www.equifax.com Experian P.O. Box 2002 Allen, TX 75013 888-397-3742 www.experian.com TransUnion P.O. Box 2000 Chester, PA 19106 800-680-7289 www.transunion.com

<u>Security Freeze</u>. You may also place a security freeze on your credit reports. A security freeze prohibits a credit bureau from releasing any information from a consumer's credit report without the consumer's written authorization. However, please be advised that placing a security freeze on your credit report may delay, interfere with, or prevent the timely approval of any requests you make for new loans, credit mortgages, employment, housing, or other services. If you have been a victim of identity theft and you provide the credit bureau with a valid police report, it cannot charge you to place, lift, or remove a security freeze. In all other cases, a credit bureau may charge you a fee to place, temporarily lift, or permanently remove a security freeze. Fees vary based on where you live, but commonly range from \$3 to \$15. You will need to place a security freeze separately with each of the three major credit bureaus listed above if you wish to place a freeze on all of your credit files. In order to request a security freeze, you will need to supply your full name, address, date of birth, Social Security number, current address, all addresses for up to five previous years, email address, a copy of your state identification card or driver's license, and a copy of a utility bill, bank or insurance statement, or other statement proving residence. To find out more on how to place a security freeze, you can use the following contact information:

Equifax Security Freeze
P.O. Box 105788
Atlanta, GA 30348
1-800-685-1111
www.freeze.equifax.com

Experian Security Freeze
P.O. Box 9554
Allen, TX 75013
1-888-397-3742
www.experian.com/freeze/

TransUnion
P.O. Box 2000
Chester, PA 19016
1-888-909-8872
www.transunion.com/credit-freeze/
place-credit-freeze

Additional Information. You can further educate yourself regarding identity theft, security freezes, fraud alerts, and the steps you can take to protect yourself against identity theft and fraud by contacting the Federal Trade Commission or your state Attorney General. The Federal Trade Commission can 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 encourages those who discover that their information has been misused to file a complaint with them. Instances of known or suspected identity theft should be reported to law enforcement, the Federal Trade Commission, and your state Attorney General. This notice has not been delayed as the result of a law enforcement investigation.

**For Maryland residents**, the Maryland Attorney General can be reached at: 200 St. Paul Place, 16th Floor, Baltimore, MD 21202; 1-888-743-0023; and www.oag.state.md.us. Sonabank is located at 10900 Nuckols Road, Suite 325, Glen Allen, VA 23060.

For New Mexico residents, you have rights pursuant to the Fair Credit Reporting Act, such as the right to be told if information in your credit file has been used against you, the right to know what is in your credit file, the right to ask for your credit score, and the right to dispute incomplete or inaccurate information. Further, pursuant to the Fair Credit Reporting Act, the consumer reporting agencies must correct or delete inaccurate, incomplete, or unverifiable information; consumer reporting agencies may not report outdated negative information; access to your file is limited; you must give your consent for credit reports to be provided to employers; you may limit "prescreened" offers of credit and insurance you get based on information in your credit report; and you may seek damages from violators. You may have additional rights under the Fair Credit Reporting Act not summarized here. Identity theft victims and active duty military personnel have specific additional rights pursuant to the Fair Credit Reporting Act. We encourage you to review your rights pursuant to the Fair Credit Reporting Act by visiting www.consumerfinance.gov/f/201504\_cfpb\_summary\_your-rights-under-fcra.pdf, or by writing Consumer Response Center, Room 130-A, Federal Trade Commission, 600 Pennsylvania Ave. N.W., Washington, D.C. 20580.

For North Carolina residents, the North Carolina Attorney General can be contacted by mail at 9001 Mail Service Center, Raleigh, NC 27699-9001; toll-free at 1-877-566-7226; by phone at 1-919-716-6400; and online at www.ncdoj.gov.

For Rhode Island residents, the Rhode Island Attorney General can be contacted by mail at 150 South Main Street, Providence, RI 02903; by phone at (401) 274-4400; and online at www.riag.ri.gov. Approximately three (3) Rhode Island resident may be impacted by this incident. You have the right to file and obtain a police report if you ever experience identity theft or fraud. Please note that, in order to file a crime report or incident report with law enforcement for identity theft, you will likely need to provide some kind of proof that you have been a victim.





Return Mail Processing Center PO Box 6336 Portland, OR 97228-6336

<Mail ID>>
To the Parent or Guardian of
<Name 1>>
<Address 1>>
<Address 2>>
<Address 3>>
<Address 4>>
<Address 5>>
<City>>><State>>><Zip>>>
<Country>>

<<Date>>

Re: Notice of Data Breach

Dear Parent or Guardian of << Name 1: :

Southern National Bancorp of Virginia, Inc. d/b/a Sonabank ("Sonabank") recently discovered an incident that may affect the security of your minor child's personal information. The privacy and protection of information within our care is a matter we take seriously, and we encourage you to review the information provided in this letter for steps that you may take on behalf of your minor child to protect against the potential misuse of your minor child's information, should you feel it appropriate to do so.

What Happened? On or about July 27, 2017, Sonabank discovered suspicious activity related to its email system. Upon further investigation, Sonabank determined that beginning on or about June 4, 2017 and continuing through July, certain Sonabank employees received multiple phishing emails designed to harvest credentials. Upon learning of this phishing attack, third-party forensic experts were hired to investigate the nature and scope of the incident. Through this investigation, Sonabank determined that there was unauthorized access to the email accounts belonging to certain employees between June 4, 2017 and August 26, 2017. This incident only involved unauthorized access to legacy-EVB employee email accounts prior to the acquisition of EVB by Sonabank.

<< Insert Data Elements Paragraph>>

What Are We Doing? We take this incident and the security of your minor child's personal information very seriously. As part of our commitment to the security of the information in our systems, we have ensured that all affected employees changed their passwords and are implementing additional measures to further safeguard our systems. We continue to review our existing policies and procedures to protect the privacy and security of your minor child's personal information.

We are providing you with information you can use to better protect against identity theft and fraud, as well as access to 12 months of complimentary monitoring and identity restoration services with Experian for your minor child. You can find more information and steps you can take, as well as instructions on how to enroll in the complimentary monitoring and identity restoration services on behalf of your minor in the enclosed *Steps You Can Take to Protect Your Information*.

What Can You Do? Sonabank encourages you to enroll on behalf of your minor child to receive the complimentary monitoring and identity restoration services with Experian. You also can take the steps described in the enclosed Steps You Can Take to Protect Your Information to better protect against identity theft and fraud.

For More Information. We recognize that you may have questions that are not answered in this letter. If you have additional questions, please contact our dedicated assistance line at 888-829-0770 (toll-free), which is available Monday through Friday, 9:00 am - 9:00 pm EDT. We sincerely regret any inconvenience or concern this incident has caused you and your family.

Sincerely,

Joe A. Shearin President and CEO

Joe A. Abeio

#### STEPS YOU CAN TAKE TO PROTECT YOUR INFORMATION

**Enroll in Credit Monitoring.** As an added precaution, Sonabank is offering you access to 12 months of monitoring and identity restoration services with Experian for your minor child at no cost to you.

If you believe there was fraudulent use of your minor's information and would like to discuss how you may be able to resolve those issues, please reach out to an Experian agent. 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 ocurred (including, as appropriate, helping you with contacting credit grantors to dispute charges and close accounts; and assisting you with contacting government agencies to help restore your minor's identity to his/her proper condition).

Please note that this offer is available to your minor for one year 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.

While <u>identity restoration assistance is immediately available</u>, we also encourage you to activate the fraud detection tools available through Experian IdentityWorks <sup>SM</sup> as a complimentary one-year membership. This product provides you with internet surveillance, and identity theft insurance at no cost. To start monitoring your minor's personal information please follow the steps below:

- Enroll by: <<Enrollment Deadline>> (Your code will not work after this date.)
- Visit the Experian IdentityWorks website to enroll: <a href="https://www.experianidworks.com/minorplusone">https://www.experianidworks.com/minorplusone</a>
- Provide the activation code: << Enrollment Code>> and the parent's/guardian's information
- Provide your minor's information when prompted

If you have questions about the product, need assistance with identity restoration for your minor or would like an alternative to enrolling in Experian IdentityWorks online, please contact Experian's customer care team at 877-890-9332 by **Experian Deadline** Be prepared to provide engagement number **Engagement Number** as proof of eligibility for the identity restoration services by Experian.

### Additional details regarding the 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 for your minor:

- Social Security Number Trace: Monitoring to determine whether enrolled minors in your household have an Experian credit report. Alerts of all names, aliases and addresses that become associated with your minor's Social Security Number (SSN) on the Experian credit report.
- Internet Surveillance: Technology searches the web, chat rooms & bulletin boards 24/7 to identify trading or selling of your personal information on the Dark Web.
- Identity Restoration: Identity Restoration specialists are immediately available to help you address credit
  and non-credit related fraud.
- Experian IdentityWorks ExtendCARE<sup>TM</sup>: Receive the same high-level of Identity Restoration support even after the Experian IdentityWorks membership has expired.
- \$1 Million Identity Theft Insurance¹: Provides coverage for certain costs and unauthorized electronic fund transfers.

What you can do to protect your information: There are additional actions you can consider taking to reduce the chances of identity theft or fraud on your account(s). Refer to www.ExperianIDWorks.com/restoration for this information.

<sup>&</sup>lt;sup>1</sup> Identity theft insurance is underwritten by insurance company subsidiaries or affiliates of American International Group, Inc. (AIG). The description herein is a summary and intended for informational purposes only and does not include all terms, conditions and exclusions of the policies described. Please refer to the actual policies for terms, conditions, and exclusions of coverage. Coverage may not be available in all jurisdictions.

Monitor Your Accounts. We encourage you to remain vigilant against incidents of identity theft and fraud, to review your minor child's account statements, and to monitor your minor child's credit report to ensure credit has not been granted in his or her name. While minors under the age of 18 typically do not have credit files, the following information relates to protecting one's credit once established:

<u>Credit Reports.</u> Under U.S. law, you are entitled to one free credit report annually from each of the three major credit reporting bureaus. To order your free credit report, visit www.annualcreditreport.com or call, toll-free, 1-877-322-8228. You may also contact the three major credit bureaus directly to request a free copy of your credit report.

<u>Fraud Alerts</u>. At no charge, you can also have these credit bureaus place a "fraud alert" on your file that alerts creditors to take additional steps to verify your identity prior to granting credit in your name. Note, however, that because it tells creditors to follow certain procedures to protect you, it may also delay your ability to obtain credit while the agency verifies your identity. As soon as one credit bureau confirms your fraud alert, the others are notified to place fraud alerts on your file. Should you wish to place a fraud alert, or should you have any questions regarding your credit report, please contact any one of the agencies listed below:

Equifax P.O. Box 105069 Atlanta, GA 30348 800-525-6285 www.equifax.com

Experian
P.O. Box 2002
Allen, TX 75013
888-397-3742
www.experian.com

TransUnion P.O. Box 2000 Chester, PA 19106 800-680-7289 www.transunion.com

<u>Security Freeze</u>. You may also place a security freeze on your credit reports. A security freeze prohibits a credit bureau from releasing any information from a consumer's credit report without the consumer's written authorization. However, please be advised that placing a security freeze on your credit report may delay, interfere with, or prevent the timely approval of any requests you make for new loans, credit mortgages, employment, housing, or other services. If you have been a victim of identity theft and you provide the credit bureau with a valid police report, it cannot charge you to place, lift, or remove a security freeze. In all other cases, a credit bureau may charge you a fee to place, temporarily lift, or permanently remove a security freeze. Fees vary based on where you live, but commonly range from \$3 to \$15. You will need to place a security freeze separately with each of the three major credit bureaus listed above if you wish to place a freeze on all of your credit files. In order to request a security freeze, you will need to supply your full name, address, date of birth, Social Security number, current address, all addresses for up to five previous years, email address, a copy of your state identification card or driver's license, and a copy of a utility bill, bank or insurance statement, or other statement proving residence. To find out more on how to place a security freeze, you can use the following contact information:

Equifax Security Freeze P.O. Box 105788 Atlanta, GA 30348 1-800-685-1111 www.freeze.equifax.com P.O. Box 9554
Allen, TX 75013
1-888-397-3742
www.experian.com/freeze/

TransUnion
P.O. Box 2000
Chester, PA 19016
1-888-909-8872
www.transunion.com/
credit-freeze/place-credit-freeze

Additional Information. You can further educate yourself regarding identity theft, security freezes, fraud alerts, and the steps you can take to protect yourself against identity theft and fraud by contacting the Federal Trade Commission or your state Attorney General. The Federal Trade Commission can 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 encourages those who discover that their information has been misused to file a complaint with them. Instances of known or suspected identity theft should be reported to law enforcement, the Federal Trade Commission, and your state Attorney General. This notice has not been delayed as the result of a law enforcement investigation.

For Maryland residents, the Maryland Attorney General can be reached at: 200 St. Paul Place, 16th Floor, Baltimore, MD 21202; 1-888-743-0023; and www.oag.state.md.us. Sonabank is located at 10900 Nuckols Road, Suite 325, Glen Allen, VA 23060.

For New Mexico residents, you have rights pursuant to the Fair Credit Reporting Act, such as the right to be told if information in your credit file has been used against you, the right to know what is in your credit file, the right to ask for your credit score, and the right to dispute incomplete or inaccurate information. Further, pursuant to the Fair Credit Reporting Act, the consumer reporting agencies must correct or delete inaccurate, incomplete, or unverifiable information; consumer reporting agencies may not report outdated negative information; access to your file is limited; you must give your consent for credit reports to be provided to employers; you may limit "prescreened" offers of credit and insurance you get based on information in your credit report; and you may seek damages from violators. You may have additional rights under the Fair Credit Reporting Act not summarized here. Identity theft victims and active duty military personnel have specific additional rights pursuant to the Fair Credit Reporting Act by visiting www.consumerfinance.gov/f/201504\_cfpb\_summary\_your-rights-under-fcra.pdf, or by writing Consumer Response Center, Room 130-A, Federal Trade Commission, 600 Pennsylvania Ave. N.W., Washington, D.C. 20580.

**For North Carolina residents**, the North Carolina Attorney General can be contacted by mail at 9001 Mail Service Center, Raleigh, NC 27699-9001; toll-free at 1-877-566-7226; by phone at 1-919-716-6400; and online at www.ncdoj.gov.

For Rhode Island residents, the Rhode Island Attorney General can be contacted by mail at 150 South Main Street, Providence, RI 02903; by phone at (401) 274-4400; and online at www.riag.ri.gov. Approximately three (3) Rhode Island resident may be impacted by this incident. You have the right to file and obtain a police report if you ever experience identity theft or fraud. Please note that, in order to file a crime report or incident report with law enforcement for identity theft, you will likely need to provide some kind of proof that you have been a victim.

# **EXHIBIT BB**





Return Mail Processing Center PO Box 6336 Portland, OR 97228-6336

<<Mail ID>>
<<Name 1>>
<<Name 2>>
<<Address 1>>
<<Address 2>>
<<Address 3>>
<<Address 4>>
<<Address 5>>
<<City>><<State>><Zip>>>
<<Country>>

<<Date>>

Re: Notice of Data Breach

Dear << Namel>>:

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What Happened? On or about July 27, 2017, Sonabank discovered suspicious activity related to its email system. Upon further investigation, Sonabank determined that beginning on or about June 4, 2017 and continuing through July, certain Sonabank employees received multiple phishing emails designed to harvest credentials. Upon learning of this phishing attack, third-party forensic experts were hired to investigate the nature and scope of the incident. Through this investigation, Sonabank determined that there was unauthorized access to the email accounts belonging to certain employees between June 4, 2017 and August 26, 2017. This incident only involved unauthorized access to legacy-EVB employee email accounts prior to the acquisition of EVB by Sonabank.

<>Data Elements Paragraph>>

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We are providing you with information you can use to better protect against identity theft and fraud, as well as access to 12 months of complimentary credit monitoring and identity restoration services with Experian. You can find more information and steps you can take, as well as instructions on how to enroll in the complimentary credit monitoring and identity restoration services in the enclosed *Steps You Can Take to Protect Your Information*.

What Can You Do? Sonabank encourages you to enroll and receive the complimentary credit monitoring and identity restoration services with Experian. You also can take the steps described in the enclosed *Steps You Can Take to Protect Your Information* to better protect yourself against identity theft and fraud.

For More Information. We recognize that you may have questions that are not answered in this letter. If you have additional questions, please contact our dedicated assistance line at 888-829-0770 (toll-free), which is available Monday through Friday, 9:00 am - 9:00 pm EDT. We sincerely regret any inconvenience or concern this incident has caused you.

Sincerely,

Joe A. Shearin President and CEO

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#### STEPS YOU CAN TAKE TO PROTECT YOUR INFORMATION

**Enroll in Credit Monitoring.** As an added precaution, Sonabank is offering you 12 months of credit monitoring and identity restoration services with Experian at no cost to you.

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. 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 offer is available to you for one year 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.

While <u>Identity Restoration assistance is immediately available to you</u>, we also encourage you to activate the fraud detection tools available through Experian IdentityWorks <sup>SM</sup> as a complimentary one-year membership. This product provides you with superior identity detection and resolution of identity theft. To start monitoring your personal information please follow the steps below:

- Ensure that you enroll by: << Enrollment Deadline>> (Your code will not work after this date.)
- Visit the Experian IdentityWorks website to enroll: https://www.experianidworks.com/creditone
- Provide your activation code: << Enrollment Code>>

If you have questions about the product, need assistance with identity or would like an alternative to enrolling in Experian IdentityWorks online, please contact Experian's customer care team at 877-890-9332 by << Enrollment Deadline>>. Be prepared to provide engagement number << 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<sup>TM</sup>: You receive the same high-level of Identity Restoration support even after your Experian IdentityWorks membership has expired.
- \$1 Million Identity Theft Insurance<sup>2</sup>: Provides coverage for certain costs and unauthorized electronic fund transfers.

What you can do to protect your information: There are additional actions you can consider taking to reduce the chances of identity theft or fraud on your account(s). Please refer to www.ExperianIDWorks.com/restoration for this information.

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

<sup>&</sup>lt;sup>2</sup> Identity theft insurance is underwritten by insurance company subsidiaries or affiliates of American International Group, Inc. (AIG). The description herein is a summary and intended for informational purposes only and does not include all terms, conditions and exclusions of the policies described. Please refer to the actual policies for terms, conditions, and exclusions of coverage. Coverage may not be available in all jurisdictions.

# Monitor Your Accounts.

<u>Credit Reports</u>. We encourage you to remain vigilant against incidents of identity theft and fraud by reviewing your account statements and monitoring your free credit reports for suspicious activity. Under U.S. law, you are entitled to one free credit report annually from each of the three major credit reporting bureaus. To order your free credit report, visit <u>www.annualcreditreport.com</u> or call, toll-free, 1-877-322-8228. You may also contact the three major credit bureaus directly to request a free copy of your credit report.

<u>Fraud Alerts</u>. At no charge, you can also have these credit bureaus place a "fraud alert" on your file that alerts creditors to take additional steps to verify your identity prior to granting credit in your name. Note, however, that because it tells creditors to follow certain procedures to protect you, it may also delay your ability to obtain credit while the agency verifies your identity. As soon as one credit bureau confirms your fraud alert, the others are notified to place fraud alerts on your file. Should you wish to place a fraud alert, or should you have any questions regarding your credit report, please contact any one of the agencies listed below:

Equifax P.O. Box 105069 Atlanta, GA 30348 800-525-6285 www.equifax.com Experian P.O. Box 2002 Allen, TX 75013 888-397-3742 www.experian.com TransUnion P.O. Box 2000 Chester, PA 19106 800-680-7289 www.transunion.com

Security Freeze. You may also place a security freeze on your credit reports. A security freeze prohibits a credit bureau from releasing any information from a consumer's credit report without the consumer's written authorization. However, please be advised that placing a security freeze on your credit report may delay, interfere with, or prevent the timely approval of any requests you make for new loans, credit mortgages, employment, housing, or other services. If you have been a victim of identity theft and you provide the credit bureau with a valid police report, it cannot charge you to place, lift, or remove a security freeze. In all other cases, a credit bureau may charge you a fee to place, temporarily lift, or permanently remove a security freeze. Fees vary based on where you live, but commonly range from \$3 to \$15. You will need to place a security freeze separately with each of the three major credit bureaus listed above if you wish to place a freeze on all of your credit files. In order to request a security freeze, you will need to supply your full name, address, date of birth, Social Security number, current address, all addresses for up to five previous years, email address, a copy of your state identification card or driver's license, and a copy of a utility bill, bank or insurance statement, or other statement proving residence. To find out more on how to place a security freeze, you can use the following contact information:

Equifax Security Freeze P.O. Box 105788 Atlanta, GA 30348 1-800-685-1111 www.freeze.equifax.com Experian Security Freeze P.O. Box 9554 Allen, TX 75013 1-888-397-3742 www.experian.com/freeze/ TransUnion
P.O. Box 2000
Chester, PA 19016
1-888-909-8872
www.transunion.com/credit-freeze/place-credit-freeze

Additional Information. You can further educate yourself regarding identity theft, security freezes, fraud alerts, and the steps you can take to protect yourself against identity theft and fraud by contacting the Federal Trade Commission or your state Attorney General. The Federal Trade Commission can be reached at: 600 Pennsylvania Avenue NW, Washington, DC 20580; <a href="https://www.identitytheft.gov">www.identitytheft.gov</a>; 1-877-ID-THEFT (1-877-438-4338); and TTY: 1-866-653-4261. The Federal Trade Commission encourages those who discover that their information has been misused to file a complaint with them. Instances of known or suspected identity theft should be reported to law enforcement, the Federal Trade Commission, and your state Attorney General. This notice has not been delayed as the result of a law enforcement investigation.

For Maryland residents, the Maryland Attorney General can be reached at: 200 St. Paul Place, 16th Floor, Baltimore, MD 21202; 1-888-743-0023; and <a href="https://www.oag.state.md.us">www.oag.state.md.us</a>. Sonabank is located at 10900 Nuckols Road, Suite 325, Glen Allen, VA 23060.

For New Mexico residents, you have rights pursuant to the Fair Credit Reporting Act, such as the right to be told if information in your credit file has been used against you, the right to know what is in your credit file, the right to ask for your credit score, and the right to dispute incomplete or inaccurate information. Further, pursuant to the Fair Credit Reporting Act, the consumer reporting agencies must correct or delete inaccurate, incomplete, or unverifiable information; consumer reporting agencies may not report outdated negative information; access to your file is limited; you must give your consent for credit reports to be provided to employers; you may limit

"prescreened" offers of credit and insurance you get based on information in your credit report; and you may seek damages from violators. You may have additional rights under the Fair Credit Reporting Act not summarized here. Identity theft victims and active duty military personnel have specific additional rights pursuant to the Fair Credit Reporting Act. We encourage you to review your rights pursuant to the Fair Credit Reporting Act by visiting <a href="https://www.consumerfinance.gov/f/201504">www.consumerfinance.gov/f/201504</a> cfpb\_summary\_your-rights-under-fcra.pdf, or by writing Consumer Response Center, Room 130-A, Federal Trade Commission, 600 Pennsylvania Ave. N.W., Washington, D.C. 20580.

**For North Carolina residents**, the North Carolina Attorney General can be contacted by mail at 9001 Mail Service Center, Raleigh, NC 27699-9001; toll-free at 1-877-566-7226; by phone at 1-919-716-6400; and online at <a href="https://www.ncdoi.gov">www.ncdoi.gov</a>.