



MULLEN
COUGHLIN^{LLC}
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FEB 08 2021

CONSUMER PROTECTION

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1942 Broadway, Suite 314C
Boulder, CO 80302

January 27, 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 Diversified Gas & Oil Corporation (“DGOC”) located at 1800 Corporate Drive, Birmingham, Alabama 35242, and are writing to notify your Office of an incident that may affect the privacy of personal information related to certain New Hampshire residents. This notice may be supplemented with any new significant facts learned subsequent to this submission. By providing this notice, DGOC does not waive any rights or defenses regarding the applicability of New Hampshire law or personal jurisdiction.

Nature of the Data Event

On November 25, 2020, DGOC discovered a portion of its computer systems had been infiltrated by a malware infection. DGOC immediately worked to remove the malware infection and launched an investigation, with assistance from third-party computer specialists, to determine the nature and scope of the incident. The investigation subsequently determined that certain DGOC information was subject to unauthorized access during the incident. Therefore, DGOC conducted a review of the impacted information to determine the type of information and to whom it related. On January 13, 2021, DGOC’s review confirmed individuals with personal information potentially impacted by this incident and further confirmed contact information for these individuals to provide notice of this incident.

Specifically, our review confirmed that the threat actor had acquired tax reporting information maintained about certain individuals who received royalty payments (IRS form 1099) or K-1 tax returns for certain partnerships, including name and Social Security Number.

Notice to New Hampshire Residents

On January 27, 2021, DGOC began providing written notice of this incident to potentially affected individuals, which include approximately twenty-seven (27) New Hampshire residents. 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 learning of this incident, DGOC moved quickly to investigate and respond to the incident, assess the security of its systems, and notify potentially impacted individuals. DGOC also notified law enforcement. Additionally, DGOC has undertaken a review of its information security program, including with the support of leading outside security firms, and has implemented additional security measures to mitigate the risks or consequences of future cyber-attacks.

As an added precaution, DGOC is offering individuals access to 24 months of free credit monitoring and identity protection services through IDX. DGOC is also providing guidance on how to better protect against identity theft and fraud. Such guidance includes information on how to place a fraud alert and security freeze on one's credit file; contact details for the national consumer reporting agencies; information on how to obtain a free credit report; reminders to remain vigilant for incidents of identity theft and fraud by reviewing account statements and monitoring free credit reports; and recommendations regarding how 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) 930-4815.

Very truly yours,



Michael J. Bonner of
MULLEN COUGHLIN LLC

MJB/amw
Enclosure

EXHIBIT A



DIVERSIFIED GAS & OIL
CORPORATION

C/O IDX
PO Box 4129
Everett WA 98204

ENDORSE



NAME

ADDRESS1

ADDRESS2

CSZ

COUNTRY



SEQ
CODE 2D
Ver 4ST

BREAK

To Enroll, Please Call:

833-920-3179

Or Visit:

<https://response.idx.us/dgoc>

Enrollment Code:

January 27, 2021

Dear <<First Name>> <<Last Name>>:

Diversified Gas & Oil Corporation (“DGOC”) writes to notify you of an incident that may affect the privacy of some of your personal information maintained by DGOC. While to date, we have no evidence of misuse of information potentially affected by this incident, this letter provides details of the incident, our response, and steps you may take to protect your information from possible misuse, should you feel it necessary to do so.

What Happened? On November 25, 2020, we discovered a portion of our computer systems had been infiltrated by a malware infection as a part of a cyber-attack. We immediately worked to remove the malware infection and launched an investigation, with assistance from third-party computer specialists, to determine the nature and scope of the incident. Our investigation has subsequently determined that certain information maintained by the company was subject to unauthorized access during the incident. Therefore, we conducted a review of the potentially impacted information to determine the type of information and to whom it related.

What Information Was Involved? The type of information potentially impacted by this incident includes your name, address, and Social Security number. We maintain this information in order to provide payment to you as a business partner, royalty payee, or recipient of other types of payment or benefits.

What We Are Doing. We take the protection and proper use of personal information very seriously. Upon discovering this incident, we moved quickly to isolate the incident, investigate all aspects of the incident with our third-party specialists, and we notified law enforcement. Additionally, we are reviewing our existing policies and procedures regarding information privacy. We are also notifying potentially impacted individuals, such as you, so that you may take steps to best protect your information, should you feel it is appropriate to do so.

As an added precaution, we are also offering you free access to IDX identity protection services through IDX. IDX services include: two years of credit and CyberScan monitoring, a \$1,000,000 insurance reimbursement policy, and fully managed identity theft recovery services.

What You Can Do. You can review the information contained in the attached *Steps You Can Take to Protect Your Information*. You may also enroll to receive the free identity protection services we are making available to you.

4150 Belden Village Avenue NW • Canton, OH 44718-2553

For More Information. We understand you may have questions that are not answered in this letter. If you have questions, please call our dedicated assistance line at 833-920-3179, Monday through Friday from 9 am - 9 pm Eastern Time.

We truly regret any concern this incident may cause you and remain committed to safeguarding information in our care.

Sincerely,

Diversified Gas & Oil Corporation

Steps You Can Take to Protect Your Information

Enroll in Credit Monitoring

We encourage you to contact IDX with any questions and to enroll in free identity protection services by calling 833-920-3179 or going to <https://response.idx.us/dgoc> and using the Enrollment Code provided above. IDX representatives are available Monday through Friday from 9 am - 9 pm Eastern Time. Please note the deadline to enroll is April 27, 2021 and only those individuals notified in this letter are eligible to enroll.

Monitor Your Accounts

We encourage you to remain vigilant against incidents of identity theft and fraud, to review your account statements, and to monitor your 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 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.

You have the right to place a “security freeze” on your credit report, which will prohibit a consumer reporting agency from releasing information in your credit report without your express authorization. The security 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 security 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 security freeze on your credit report. Should you wish to place a security freeze, please contact the major consumer reporting agencies listed below:

Experian

PO Box 9554
Allen, TX 75013
1-888-397-3742
www.experian.com/freeze/center.html

TransUnion

P.O. Box 160
Woodlyn, PA 19094
1-888-909-8872
www.transunion.com/credit-freeze

Equifax

PO Box 105788
Atlanta, GA 30348-5788
1-800-685-1111
www.equifax.com/personal/credit-report-services

To request a security freeze, you will need to provide the following information:

1. Your full name (including middle initial as well as Jr., Sr., II, III, etc.);
2. Social Security number;
3. Date of birth;
4. If you have moved in the past five years, provide the addresses where you have lived over the prior 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.);
7. If you are a victim of identity theft, include a copy of either the police report, investigative report, or complaint to a law enforcement agency concerning identity theft.

As an alternative to a security freeze, you have the right to place an initial or extended “fraud alert” on your file at no cost. An initial fraud alert is a one 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 agencies listed below:

Experian

P.O. Box 9554
Allen, TX 75013
1-888-397-3742

www.experian.com/fraud/center.html

TransUnion

P.O. Box 2000
Chester, PA 19016
1-800-680-7289

www.transunion.com/fraud-victim-resource/place-fraud-alert

Equifax

P.O. Box 105069
Atlanta, GA 30348
1-888-766-0008

www.equifax.com/personal/credit-report-services

Additional Information

You can further educate yourself regarding identity theft, fraud alerts, security freezes, and the steps you can take to protect yourself, by contacting the consumer reporting agencies, 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). 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.

Maryland Residents: Office of the Attorney General of Maryland, Consumer Protection Division 200 St. Paul Place Baltimore, MD 21202, www.oag.state.md.us/Consumer, Telephone: 1-888-743-0023 or 410-576-6300. **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 a violator. 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. You can 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. **New York Residents:** the Attorney General may be contacted at: Office of the Attorney General, The Capitol, Albany, NY 12224-0341; 1-800-771-7755; <https://ag.ny.gov/>. **North Carolina Residents:** Office of the Attorney General of North Carolina, Consumer Protection Division, 9001 Mail Service Center Raleigh, NC 27699-9001, www.ncdoj.gov, Telephone: 1-919-716-6400, 877-566-7226 (toll free within NC). **Rhode Island Residents:** Office of the Attorney General, 150 South Main Street, Providence, Rhode Island 02903, www.riag.ri.gov, Telephone: 401-274-4400. Under Rhode Island law, you have the right to obtain any police report filed in regard to this incident. There are 12 Rhode Island residents impacted by this incident. **Washington D.C. Residents:** the Office of Attorney General for the District of Columbia can be reached at: 441 4th Street NW, Suite 1100 South, Washington, D.C. 20001; 1-202-442-9828; <https://oag.dc.gov>. **All US Residents:** Identity Theft Clearinghouse, Federal Trade Commission, 600 Pennsylvania Avenue, NW Washington, DC 20580, www.consumer.gov/idtheft, 1-877-IDTHEFT (438-4338).