

RECEIVED

JAN 24 2022

CONSUMER PROTECTION



MULLEN  
COUGHLIN<sub>LLC</sub>  
ATTORNEYS AT LAW

REC'D DEPT OF JUSTICE  
JAN 24 2022 4:00 PM

Edward J. Finn  
Office: (267) 930-4776  
Fax: (267) 930-4771  
Email: [efinn@mullen.law](mailto:efinn@mullen.law)

426 W. Lancaster Avenue, Suite 200  
Devon, PA 19333

January 20, 2022

**VIA U.S. MAIL**

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

**Re: Supplemental Notice of Data Event**

Dear Sir or Madam:

We represent ExecuSearch Holdings LLC (“ExecuSearch”) located at 675 3rd Ave, 5th Floor, New York, NY 10017, and are writing to supplement our previous notification to your office of an incident that may affect the security of some personal information relating to approximately nineteen (19) New Hampshire residents. ExecuSearch reserves the right to supplement this notice with any new significant facts learned subsequent to its submission. ExecuSearch 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**

As discussed in ExecuSearch’s initial notices to your office, on or about May 27, 2021, ExecuSearch learned of unusual activity impacting the operability of a certain number of its systems on February 12, 2021. ExecuSearch immediately commenced an investigation to assess the nature and scope of the activity. The investigation determined that a threat actor encrypted some systems and took certain data. ExecuSearch provided notification to confirmed impacted individuals on April 6, 2021 and May 27, 2021.

At the time of those notices, ExecuSearch’s response to the event was ongoing. While ExecuSearch provided notice to individuals whose information was confirmed to be impacted on April 6 and May 27, ExecuSearch commenced an extensive review of all data at risk as a result of this incident to determine the entire population of information potentially impacted and to whom the information related. This extensive review was completed on December 10, 2021. ExecuSearch continued to analyze these results and utilized the services of a third-party vendor to identify additional address information for impacted individuals. This additional review and identification was completed on January 4, 2022.

ExecuSearch is now notifying those additional individuals who were identified from the extensive review as potentially impacted. The information that could have been subject to unauthorized access includes name, address, and Social Security number, driver’s license number, and financial account information.

### **Notice to New Hampshire Residents**

Beginning on or about January 20, 2022, ExecuSearch will be providing notice of this incident to remaining potentially affected individuals, which includes approximately nineteen (19) New Hampshire residents. Combined with the prior notice, a total of approximately twenty (20) New Hampshire residents have been notified. 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, ExecuSearch moved quickly to investigate and respond to the incident, assess the security of ExecuSearch systems, and notify potentially affected individuals. ExecuSearch is also working to implement additional safeguards and training to its employees. ExecuSearch is providing access to credit monitoring services for twelve (12) months, through IDX, to individuals whose personal information was potentially affected by this incident, at no cost to these individuals.

Additionally, ExecuSearch 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. ExecuSearch is providing individuals with information on how to place a fraud alert and security freeze on one's credit file, 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 'E. Finn', is written over a vertical line.

Edward J. Finn of  
MULLEN COUGHLIN LLC

EJF/tmr  
Enclosure

# EXHIBIT A



P.O. Box 989728  
West Sacramento, CA 95798-9728

To Enroll, Please Call:  
1-833-676-2235  
Or Visit:

<https://response.idx.us/ExecuSearch>  
Enrollment Code: <<Enrollment>>

<<FirstName>> <<LastName>>  
<<Address1>>  
<<Address2>>  
<<City>>, <<<Zip>>

January 20, 2022

Re: Notice of Data <<Variable 1>>

Dear <<FirstName>> <<LastName>>:

ExecuSearch Holdings, LLC (“ExecuSearch”) writes to inform you of an incident impacting the security of some of your personal information. While we are unaware of any identify theft or fraud occurring as a result of this incident, this letter provides information about the incident, our response, and resources available to you to help protect your information from potential misuse, should you feel it necessary to do so.

**What Happened?** On February 12, 2021, ExecuSearch learned of unusual activity impacting the operability of a certain number of its systems. We immediately commenced an investigation to assess the nature and scope of the activity. The investigation determined that an unknown actor encrypted some systems and took certain data on or around February 12, 2021.

Upon discovery, we provided notification to individuals known to be impacted at the time and also commenced an extensive review of all data at risk as a result of this incident to determine the entire population of information potentially impacted and to whom the information related. This extensive review required many thousands of documents to be manually reviewed for sensitive information. Moreover, ExecuSearch diligently searched for address information for impacted individuals. Initial results of the review were completed on December 10, 2021. ExecuSearch continued to analyze these results, utilizing the services of a third-party vendor in an attempt to identify additional address information for impacted individuals. This additional review and identification was completed on January 4, 2022.

**What Information Was Involved?** Based on our review, the information impacted includes: <<Variable 2>> and your first and last name.

**What We Are Doing.** We take the security of personal information in our care seriously. Upon learning of this incident, we moved quickly to notify law enforcement, assess the security of our systems, reset passwords, and to notify potentially impacted individuals. As part of our ongoing commitment to information security, we have enhanced existing policies and procedures, including adding additional data security software and more broadly implementing multifactor authentication to our network environment. We are also reporting this incident to state regulators, where necessary. Additionally, while we are unaware of any actual or attempted misuse of your information as a result of this incident, we are offering you access to <<Variable 3>> months of complimentary credit monitoring and identity restoration services through IDX.

**What Can You Do.** You can find out more about how to protect against potential identity theft and fraud in the enclosed *Steps You Can Take to Help Protect Your Information*. 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. You may also enroll in the complimentary credit monitoring services described above. Enrollment instructions are attached to this letter.

**For More Information.** If you have additional questions, please call our dedicated assistance line at 1-833-676-2235, Monday – Friday, 9:00 a.m. to 9:00 p.m. Eastern Time (excluding U.S. national holidays). You may also write to ExecuSearch at: 675 3rd Avenue, 5th Floor, New York, NY 10017.

We sincerely regret any inconvenience this incident may have caused.

Sincerely,

A handwritten signature in black ink, appearing to read "Larry Dolinko".

Larry Dolinko  
Chief Executive Officer  
ExecuSearch Holdings, LLC

## STEPS YOU CAN TAKE TO HELP PROTECT YOUR INFORMATION

### **IDX Identity Theft Protection**

You can contact IDX with any questions and enroll in the free identity protection services by calling 1-833-676-2235 or going to <https://response.idx.us/ExecuSearch> and using the Enrollment Code provided above. IDX representatives are available Monday through Friday from 9:00 am – 9:00 pm Eastern Time. Please note the deadline to enroll is April 20, 2022.

**1. Website and Enrollment.** Go to <https://response.idx.us/ExecuSearch> and follow the instructions for enrollment using your Enrollment Code provided at the top of the letter.

**2. Activate the credit monitoring** provided as part of your IDX identity protection membership. The monitoring included in the membership must be activated to be effective. Note: You must have established credit and access to a computer and the internet to use this service. If you need assistance, IDX will be able to assist you.

**3. Telephone.** Contact IDX at 1-833-676-2235 to gain additional information about this event and speak with knowledgeable representatives about the appropriate steps to take to protect your credit identity.

### **Monitor Your 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](http://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.

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:

<b>Equifax</b>	<b>Experian</b>	<b>TransUnion</b>
<a href="https://www.equifax.com/personal/credit-report-services/">https://www.equifax.com/personal/credit-report-services/</a>	<a href="https://www.experian.com/help/">https://www.experian.com/help/</a>	<a href="https://www.transunion.com/credit-help">https://www.transunion.com/credit-help</a>
1-888-298-0045	1-888-397-3742	1-833-395-6938
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](http://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.

*For District of Columbia residents*, the District of Columbia Attorney General may be contacted at: 400 6th St. NW, Washington, D.C. 20001; 202-727-3400; and [oag@dc.gov](mailto:oag@dc.gov).

*For Maryland residents*, the Maryland Attorney General may be contacted at: 200 St. Paul Place, 16th Floor, Baltimore, MD 21202; 1-410-528-8662 or 1-888-743-0023; and [www.oag.state.md.us](http://www.oag.state.md.us). 675 3rd Avenue, 5th Floor, New York, NY 10017.

*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 bureaus 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 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. 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](http://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 may be contacted at: 9001 Mail Service Center, Raleigh, NC 27699-9001; 1-877-566-7226 or 1-919-716-6000; and [www.ncdoj.gov](http://www.ncdoj.gov).

*For Oregon Residents*: Oregon Department of Justice, 1162 Court Street NE, Salem, OR 97301-4096, [www.doj.state.or.us/](http://www.doj.state.or.us/), Telephone: 877-877-9392.

*For Rhode Island residents*, the Rhode Island Attorney General may be reached at: 150 South Main Street, Providence, RI 02903; [www.riag.ri.gov](http://www.riag.ri.gov); and 1-401-274-4400. Under Rhode Island law, you have the right to obtain any police report filed in regard to this incident. There are 34 Rhode Island residents impacted by this incident.

*For New York residents*, the New York Attorney General may be contacted at: Office of the Attorney General, The Capitol, Albany, NY 12224-0341; 1-800-771-7755; or <https://ag.ny.gov/>.

