

BakerHostetler

RECEIVED

AUG 17 2021

CONSUMER PROTECTION

August 16, 2021

VIA OVERNIGHT MAIL

Attorney General Gordon MacDonald
Office of the Attorney General
33 Capitol Street
Concord, NH 03301

Re: *Incident Notification*

Dear Attorney General Gordon MacDonald:

We are writing on behalf of Illinois Foundation Seeds, Inc. ("IFSI") to notify you of a security incident involving two (2) New Hampshire residents.

Illinois Foundation Seeds, Inc. conducted an investigation into suspicious activity originating from unauthorized access to one employee's email account. Upon discovering the incident, IFSI immediately took action to assure the security of their email environment and commenced an investigation, and a cybersecurity firm was engaged to assist. The investigation determined that an unauthorized individual accessed a single IFSI employee email account between January 18 and February 24, 2021. The investigation was unable to determine whether the unauthorized person actually viewed any of the emails or attachments in the account. In an abundance of caution, we reviewed the emails and attachments that could have been accessed in the account. On June 21, 2021, the investigation determined that the unauthorized actor may have accessed the personal information of two (2) New Hampshire residents, including their name and Social Security number.

On August 12, 2021, Illinois Foundation Seeds, Inc. began mailing written notifications to those individuals whose information may have been involved, including the two (2) New Hampshire residents in accordance with N.H. Rev. Stat. Ann. § 359-C:20.¹ A sample letter is attached. IFSI is offering eligible individuals complimentary credit monitoring, fraud consultation, and identity theft restoration services through Kroll for one (1) year. IFSI will also recommend that the notified individuals remain vigilant to the possibility of fraud by reviewing their financial account statements for unauthorized activity.

¹ This notice does not waive Illinois Foundation Seeds, Inc.'s objection that New Hampshire lacks personal jurisdiction over Illinois Foundation Seeds, Inc. regarding any claims related to this incident

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To prevent similar future incidents, Illinois Foundation Seeds, Inc. implemented additional measures to further enhance their security protocols and are providing continued education and training to their employees.

Sincerely,

A handwritten signature in cursive script that reads "M. Scott Koller".

M. Scott Koller

Partner

Enclosure



<<Date>> (Format: Month Day, Year)

<<first_name>> <<middle_name>> <<last_name>> <<suffix>>
<<address_1>>
<<address_2>>
<<city>>, <<state_province>> <<postal_code>>
<<country>>

Dear <<first_name>> <<middle_name>> <<last_name>> <<suffix>>,

Illinois Foundation Seeds, Inc. is committed to maintaining the integrity and the security of the employee data that we receive and maintain. We are writing to notify you of a recent cybersecurity incident involving some of your data. This letter contains a description of the incident, measures we have taken in response, information on what personal information of yours is involved, and steps you may consider taking in response. We take this situation seriously and sincerely regret any concern that this may cause.

What Happened?

We concluded an investigation into suspicious activity originating from unauthorized access to an IFSI employee email account. Upon discovering the activity, we promptly took action to assure the security of our email environment and commenced an investigation. A third-party cyber security firm was engaged to assist. The investigation determined that an unauthorized individual accessed a single IFSI employee email account between January 18 and February 24, 2021. The investigation was unable to determine which emails or attachments the unauthorized actor may have viewed or accessed. In an abundance of caution, we reviewed the emails and attachments that could have been accessed in the account. On June 21, 2021, the investigation determined that personal information related to certain individuals may have been accessed by an unauthorized actor during that time. After a thorough review, it was determined that some of your information may have been accessed by the unauthorized actor.

What Information Was Involved?

An email or attachment in the account included your <<b2b_text_1(ImpactedData)>>.

What We Are Doing:

We are taking a number of steps to help prevent something like this from occurring again. We implemented additional measures to further enhance our security protocols and are providing continued education and training to our employees.

As a precaution, we have also secured the services of Kroll to provide you with one year of complimentary identity monitoring services. Your identity monitoring services include Credit Monitoring, Fraud Consultation, and Identity Theft Restoration.

Visit <https://enroll.krollmonitoring.com> to activate and take advantage of your identity monitoring services.

You have until November 11, 2021 to activate your identity monitoring services.

Membership Number: <<Membership Number s_n>>

What You Can Do:

It is a best practice to remain vigilant by reviewing your account statements and credit reports for any unauthorized activity. As always, you should remain vigilant for incidents of fraud that may attempt to trick you into providing passwords or other information about yourself. We also encourage you to activate Kroll's services.

For More Information:

For more information on identity theft and your complimentary services, as well as some additional steps you can take to help protect your personal information, please see the additional information enclosed with this letter.

If you have any questions, please call 1-855-623-1908, Monday through Friday from 8:00 am and 5:30 pm Central Time.

Sincerely,

Clinton Naugle

Clinton Naugle

President

Illinois Foundation Seeds, Inc.



TAKE ADVANTAGE OF YOUR IDENTITY MONITORING SERVICES

You have been provided with access to the following services from Kroll:

Triple Bureau Credit Monitoring

You will receive alerts when there are changes to your credit data at any of the three national credit bureaus—for instance, when a new line of credit is applied for in your name. If you do not recognize the activity, you'll have the option to call a Kroll fraud specialist, who will be able to help you determine if it is an indicator of identity theft.

Fraud Consultation

You have unlimited access to consultation with a Kroll fraud specialist. Support includes showing you the most effective ways to protect your identity, explaining your rights and protections under the law, assistance with fraud alerts, and interpreting how personal information is accessed and used, including investigating suspicious activity that could be tied to an identity theft event.

Identity Theft Restoration

If you become a victim of identity theft, an experienced Kroll licensed investigator will work on your behalf to resolve related issues. You will have access to a dedicated investigator who understands your issues and can do most of the work for you. Your investigator will be able to dig deep to uncover the scope of the identity theft, and then work to resolve it.

Kroll's activation website is only compatible with the current version or one version earlier of Chrome, Firefox, Safari and Edge.

To receive credit services, you must be over the age of 18 and have established credit in the U.S., have a Social Security number in your name, and have a U.S. residential address associated with your credit file.

ADDITIONAL STEPS YOU CAN TAKE

We remind you it is always advisable to be vigilant for incidents of fraud or identity theft by reviewing your account statements and free credit reports for any unauthorized activity over the next 12 to 24 months. You may obtain a copy of your credit report, free of charge, once every 12 months from each of the three nationwide credit reporting companies. To order your annual free credit report, please visit www.annualcreditreport.com or call toll free at 1-877-322-8228. Contact information for the three nationwide credit reporting companies is as follows:

- *Equifax*, PO Box 740241, Atlanta, GA 30374, www.equifax.com, 1-800-685-1111
- *Experian*, PO Box 2002, Allen, TX 75013, www.experian.com, 1-888-397-3742
- *TransUnion*, PO Box 2000, Chester, PA 19016, www.transunion.com, 1-800-916-8800

If you believe you are the victim of identity theft or have reason to believe your personal information has been misused, you should immediately contact the Federal Trade Commission and/or the Attorney General's office in your state. You can obtain information from these sources about steps an individual can take to avoid identity theft as well as information about fraud alerts and security freezes. You should also contact your local law enforcement authorities and file a police report. Obtain a copy of the police report in case you are asked to provide copies to creditors to correct your records. Contact information for the Federal Trade Commission is as follows:

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

Fraud Alerts and Credit or Security Freezes:

Fraud Alerts: There are two types of general fraud alerts you can place on your credit report to put your creditors on notice that you may be a victim of fraud—an initial alert and an extended alert. You may ask that an initial fraud alert be placed on your credit report if you suspect you have been, or are about to be, a victim of identity theft. An initial fraud alert stays on your credit report for one year. You may have an extended alert placed on your credit report if you have already been a victim of identity theft with the appropriate documentary proof. An extended fraud alert stays on your credit report for seven years.

To place a fraud alert on your credit reports, contact one of the nationwide credit bureaus. A fraud alert is free. The credit bureau you contact must tell the other two, and all three will place an alert on their versions of your report.

For those in the military who want to protect their credit while deployed, an Active Duty Military Fraud Alert lasts for one year and can be renewed for the length of your deployment. The credit bureaus will also take you off their marketing lists for pre-screened credit card offers for two years, unless you ask them not to.

Credit or Security Freezes: You have the right to put a credit freeze, also known as a security freeze, on your credit file, free of charge, which makes it more difficult for identity thieves to open new accounts in your name. That's because most creditors need to see your credit report before they approve a new account. If they can't see your report, they may not extend the credit.

How do I place a freeze on my credit reports? There is no fee to place or lift a security freeze. Unlike a fraud alert, you must separately place a security freeze on your credit file at each credit reporting company. For information and instructions to place a security freeze, contact each of the credit reporting agencies at the addresses below:

- **Experian Security Freeze**, PO Box 9554, Allen, TX 75013, www.experian.com
- **TransUnion Security Freeze**, PO Box 2000, Chester, PA 19016, www.transunion.com
- **Equifax Security Freeze**, PO Box 105788, Atlanta, GA 30348, www.equifax.com

You'll need to supply your name, address, date of birth, Social Security number and other personal information.

After receiving your freeze request, each credit bureau will provide you with a unique PIN (personal identification number) or password. Keep the PIN or password in a safe place. You will need it if you choose to lift the freeze.

How do I lift a freeze? A freeze remains in place until you ask the credit bureau to temporarily lift it or remove it altogether. If the request is made online or by phone, a credit bureau must lift a freeze within one hour. If the request is made by mail, then the bureau must lift the freeze no later than three business days after getting your request.

If you opt for a temporary lift because you are applying for credit or a job, and you can find out which credit bureau the business will contact for your file, you can save some time by lifting the freeze only at that particular credit bureau. Otherwise, you need to make the request with all three credit bureaus.

Illinois Foundation Seeds, Inc. is located at 1083 County Road 900N, Tolono, IL 61880 and can be reached via telephone at (217) 485.6260

Additional information for residents of the following states:

New York: You may contact and obtain information from these state agencies: *New York Department of State Division of Consumer Protection*, One Commerce Plaza, 99 Washington Ave., Albany, NY 12231-0001, 518-474-8583 / 1-800-697-1220, <http://www.dos.ny.gov/consumerprotection>; and *New York State Office of the Attorney General*, The Capitol, Albany, NY 12224-0341, 1-800-771-7755, <https://ag.ny.gov>

North Carolina: You may contact and obtain information from your state attorney general at: *North Carolina Attorney General's Office*, 9001 Mail Service Centre, Raleigh, NC 27699, 1-919-716-6000 / 1-877-566-7226, www.ncdoj.gov

A Summary of Your Rights Under the Fair Credit Reporting Act: The federal Fair Credit Reporting Act (FCRA) promotes the accuracy, fairness, and privacy of information in the files of consumer reporting agencies. There are many types of consumer reporting agencies, including credit bureaus and specialty agencies (such as agencies that sell information about check writing histories, medical records, and rental history records). Your major rights under the FCRA are summarized below. For more information, including information about additional rights, go to www.consumerfinance.gov/learnmore or write to: Consumer Financial Protection Bureau, 1700 G Street NW, Washington, DC 20552.

- You must be told if information in your file has been used against you.
- You have the right to know what is in your file.
- You have the right to ask for a credit score.
- You have the right to dispute incomplete or inaccurate information.
- 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 reports to be provided to employers.
- You may limit "prescreened" offers of credit and insurance you get based on information in your credit report.
- You have a 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.
- You may seek damages from violators.
- Identity theft victims and active duty military personnel have additional rights.