LEWIS BRISBOIS BISGAARD & SMITH LLP
ATTORNEYS AT LAW

550 E. Swedesford Road, Suite 270
Wayne, Pennsylvania 19087
Telephone: 215.977.4100
Fax: 215.977.4101
www.lewisbrisbois.com

STATE OF NH
DEPT OF JUSTICE
2016 MAR -7 PM 12: 05

JENNIFER A. COUGHLIN
DIRECT DIAL: 215.977.4081
JENNIFER.COUGHLIN@LEWISBRISBOIS.COM

March 3, 2016

File No.
6234.11227

Attorney General Joseph Foster
Office of the New Hampshire Attorney General
Attn: Security Breach Notification
33 Capitol Street
Concord, NH 03301

Re: Notice of Data Event

Dear Mr. Foster:

We represent Evening Post Industries, 134 Columbus Street, Charleston, SC 29403, and are writing to notify your office of an incident that may affect the security of personal information relating to a New Hampshire resident. The investigation into this event is ongoing, and this notice will be supplemented with any new significant facts learned subsequent to its submission. By providing this notice, Evening Post Industries does not waive any rights or defenses regarding the applicability of New Hampshire law or personal jurisdiction.

Nature of the Data Event

On Friday, February 26, 2016, Evening Post Industries was the targeted victim of an email spoofing incident. Through this incident, a request was made for a summary of all 2015 employee W2 information. A summary of IRS Tax Form W-2 was sent in response to the fraudulent email. An IRS Tax Form W-2 includes the following categories of information: (1) the employee's name; (2) the employee's address; (3) the employee's Social Security number; and, (4) the employee's wage information. Unfortunately this information was provided before Evening Post Industries discovered that the request was made from a fraudulent account, by an individual purporting to be the company's CEO.

Notice to New Hampshire Resident

On February 27, 2016, Evening Post Industries notified all current employees who may have been affected by this incident via email. A copy of the email is attached here as

Exhibit A. On March 1, 2016, Evening Post Industries also began holding meetings with affected current employees to discuss the incident and ways to protect against misuse of the information involved. On March 3, 2016, Evening Post Industries will begin providing written notice of this incident to all affected current and former employees, which includes one (1) New Hampshire resident. Written notice will be provided in substantially the same form as the letters attached here as ***Exhibit B***.

Other Steps Taken and To Be Taken

Upon discovering the fraudulent email, Evening Post Industries moved quickly to identify those that may be affected, to put in place resources to assist them and to provide them with notice of this incident.

Evening Post Industries is providing all potentially affected individuals access to two (2) free years of credit and identity monitoring services, including identity restoration services, through Experian, and has established a dedicated hotline for potentially affected individuals to contact with questions or concerns regarding this incident. Additionally, Evening Post Industries is providing potentially impacted individuals with guidance on how to better protect against identity theft and fraud, including information on how to place a fraud alert and security freeze on one's credit file, information on protecting against tax fraud, the contact details for the national consumer reporting agencies, 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, state attorney general, and law enforcement to report attempted or actual identity theft and fraud. Evening Post Industries is also providing written notice of this incident to other state regulators and the national consumer reporting agencies as necessary.

Contact Information

Should you have any questions regarding this notification or other aspects of the data security event, please contact us at 215-977-4081.

Very truly yours,

JENNIFER A. COUGHLIN of
LEWIS BRISBOIS BISGAARD & SMITH LLP

JAC:rcl

Exhibit A

Loughlin, Ryan

From: Owens, Ron <rowens@eveningpostindustries.com>
Sent: Saturday, February 27, 2016 7:10 PM
To: Coughlin, Jennifer; Loughlin, Ryan
Cc: Barnwell, John
Subject: FW: Important Employee Notice

Importance: High

From: Palmer, Sheila
Sent: Saturday, February 27, 2016 7:04 PM
Subject: Important Employee Notice
Importance: High

Date: February 27, 2016
To: All Employees of Evening Post Industries and its Affiliates
From: John Barnwell, CEO
CC: Members of the Board of Directors

Dear Fellow Employees,

Yesterday, Friday, February 26, Evening Post Industries was the targeted victim of an email spoofing incident. Through this incident, a request was made for a summary of all 2015 employee W2 information – to include all affiliates. Unfortunately this information was provided before we discovered that the request was made from a fraudulent account, by an individual purporting to be me.

We discovered the fraudulent nature of the request late afternoon Friday and have been working diligently ever since to investigate and gather as many resources as possible to counteract this incident. As you are impacted parties, we wanted to notify you immediately and share the resources we've put in place to help mitigate risk.

Here's what we plan to do – ***at a minimum***:

- Provide access to free credit monitoring and identity restoration services for everyone who is affected by this incident;
- Provide access to a call center to answer questions and assist you with all related issues, and
- Provide all of the necessary documentation / reporting that you may require arising out of this incident

Here's what we have done so far:

- We notified our Board of Directors of the attack;

- We notified Division Heads;
- We notified and engaged our external auditors;
- We consulted with our cyber security advisors on how to best provide prompt notice of this incident, and helpful tools and information, to you;
- We have lined up several vendors who all of us will be able to access immediately (as soon as this Monday) to begin mitigating risk and to assist you with responding to this incident.

We continue to learn more during our ongoing investigation, and we will provide regular updates as appropriate. In the meantime, I am attaching the following generic information that is useful in considering the theft of sensitive personal and financial information.

While the attachment is useful, it is also overwhelming. Please know that we will do everything possible to walk you through this burden of complexity which we have become victim.

During the last seven years that I have had the pleasure and responsibility of providing written communications to you as the company's CEO, there have been plenty of ups and downs. I have always tried to be as transparent as possible; this is no exception.

This Monday, we expect to shore up a number of our vendor arrangements. So, beginning Tuesday, I plan to begin a number of face-to-face meetings (beginning with the employees of The Post and Courier) and subsequently visit with all of you.

With good news, there are always plenty of ways to spread the credit – on the flip side, the buck stops with me. I am deeply saddened by this event and I apologize that this incident may have affected you.

Sincerely,

John

STEPS YOU CAN TAKE TO PREVENT IDENTITY THEFT AND FRAUD

While we continue to investigate, you may take action directly to further protect against possible identity theft or financial loss.

You can contact the IRS at www.irs.gov/Individuals/Identity-Protection for helpful information and guidance on steps you can take to prevent a fraudulent tax return from being filed in your name and what to do if you become the victim of such fraud. You can also visit https://www.irs.gov/uac/Taxpayer-Guide-to-Identity-Theft for more 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 and explanation of benefits forms 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.

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	Experian	TransUnion
P.O. Box 105069	P.O. Box 2002	P.O. Box 2000
Atlanta, GA 30348	Allen, TX 75013	Chester, PA 19022-2000
800-525-6285	888-397-3742	800-680-7289
www.equifax.com	www.experian.com	www.transunion.com

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, list 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. 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. 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
(NY residents please call
1-800-349-9960)
www.equifax.com/help/credit-freeze/en_cp

ww

You can further educate yourself regarding identity theft, and the steps you can take to protect yourself, by contacting your state Attorney General or the Federal Trade Commission. The Federal Trade Commission also 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, your Attorney General, and the FTC.

Exhibit B

EP EVENING POST INDUSTRIES
Return Mail Processing
P.O. Box 468
Claysburg, PA 16625-0468

March 3, 2016

##B7654-L01-0123456 0001 00000001 **********9-OELZZ 123
SAMPLE A SAMPLE
APT ABC
123 ANY ST
ANYTOWN, US 12345-6789

RE: Notice of Data Security Incident

Sample A Sample:

I am writing to inform you that the Evening Post Industries has been the targeted victim of an email spoofing incident, and that the security of your personal information contained on an Internal Revenue Service (IRS) Tax Form W-2 may be at risk as a result of this incident. While we are unaware of any actual or attempted misuse of this information, we take this incident very seriously and are providing this notice to ensure that you are aware of the incident, so that you may take steps to protect your personal information should you feel it is appropriate to do so.

What Happened? On Friday, February 26, 2016, Evening Post Industries was the targeted victim of an email spoofing incident. Through this incident, a request was made for a summary of all 2015 employee W2 information – to include all affiliates. Unfortunately this information was provided before we discovered that the request was made from a fraudulent account, by an individual purporting to be John Barnwell.

What Information Was Involved? A summary of IRS Tax Form W-2 was sent in response to the fraudulent email. An IRS Tax Form W-2 includes the following categories of information: (1) the employee's name; (2) the employee's address; (3) the employee's Social Security number; and, (4) the employee's wage information.

What We Are Doing? We take this incident, and the security of your personal information, very seriously. Evening Post Industries has stringent security measures in place to protect the security of information in our possession, and, as a result of this incident, we are working to implement additional safeguards and provide additional mandatory training to our employees on safeguarding the privacy and security of information on our systems.

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In addition to notifying individuals impacted by this incident, we notified our Board of Directors and our Division Heads of the attack. We have also notified our external auditors. We consulted with our cyber security advisors on how to best provide prompt notice of this incident, and helpful tools and information, to you. We will also be notifying law enforcement and certain state regulators about this incident.

Additionally, we are offering all affected individuals two (2) years of free credit monitoring and identity restoration services with Experian's® ProtectMyID Elite product. The enclosed Information on Protecting Against Identity Theft and Fraud contains instructions on how to enroll and receive these free services, as well as more information on how to better protect against identity theft and fraud.

What You Can Do? You can review the enclosed Information on Protecting Against Identity Theft and Fraud. You can also enroll to receive the twenty-four (24) months of free credit monitoring and identity restoration services.

For More Information. We understand that you may have questions about this incident that are not addressed in this letter. If you have additional questions, please call our dedicated assistance line at (877) 237-4971, Monday through Friday, 9 a.m. to 7 p.m. EST. Please use reference number 1122022916 when calling.

Evening Post Industries takes the privacy of the personal information in our care seriously. We sincerely regret any inconvenience or concern this incident has caused you.

Sincerely,

John Barnwell

STEPS YOU CAN TAKE TO PREVENT IDENTITY THEFT AND FRAUD

While we continue to investigate, you may take action directly to further protect against possible identity theft or financial loss.

We encourage you to file your tax returns as soon as possible, if you have not already done so. You can also contact the IRS at www.irs.gov/Individuals/Identity-Protection for helpful information and guidance on steps you can take to prevent a fraudulent tax return from being filed in your name and what to do if you become the victim of such fraud. You can also visit https://www.irs.gov/uac/Taxpayer-Guide-to-Identity-Theft for more information.

We also encourage you to enroll in the credit and identity monitoring services by following the enrollment instructions below:

Activate ProtectMyID Now in Three Easy Steps

1. ENSURE **That You Enroll By:** 6/30/16 (Your code will not work after this date.)
2. VISIT the **ProtectMyID Web Site to enroll:** www.protectmyid.com/enroll
3. PROVIDE **Your Activation Code: ABCDEFGHI**

If you have questions or need an alternative to enrolling online, please call 877-441-6943 and provide engagement #: PC99616.

ADDITIONAL DETAILS REGARDING YOUR 24-MONTH PROTECTMYID MEMBERSHIP:

A credit card is not required for enrollment.

Once your ProtectMyID membership is activated, you will receive the following features:

- **Free copy of your Experian credit report**
- **Surveillance Alerts for:**
  - **Daily 3 Bureau Credit Monitoring:** Alerts of key changes & suspicious activity found on your Experian, Equifax®, and TransUnion® credit reports.
  - **Internet Scan:** Alerts if your personal information is located on sites where compromised data is found, traded or sold.
  - **Change of Address:** Alerts of any changes in your mailing address.
- **Identity Theft Resolution & ProtectMyID ExtendCARE:** Toll-free access to US-based customer care and a dedicated Identity Theft Resolution agent who will walk you through the process of fraud resolution from start to finish for seamless service. They will investigate each incident; help with contacting credit grantors to dispute charges and close accounts including credit, debit and medical insurance cards; assist with freezing credit files; contact government agencies.
  - It is recognized that identity theft can happen months and even years after a data breach. To offer added protection, you will receive ExtendCARE™, which provides you with the same high-level of Fraud Resolution support even after your ProtectMyID membership has expired.
- **$1 Million Identity Theft Insurance*** Immediately covers certain costs including, lost wages, private investigator fees, and unauthorized electronic fund transfers.
- **Lost Wallet Protection:** If you misplace or have your wallet stolen, an agent will help you cancel your credit, debit, and medical insurance cards.

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Once your enrollment in ProtectMyID is complete, you should carefully review your credit report for inaccurate or suspicious items. If you have any questions about ProtectMyID, need help understanding something on your credit report or suspect that an item on your credit report may be fraudulent, please contact Experian's customer care team at 877-441-6943.

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

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	Experian	TransUnion
P.O. Box 105069	P.O. Box 2002	P.O. Box 2000
Atlanta, GA 30348	Allen, TX 75013	Chester, PA 19022-2000
800-525-6285	888-397-3742	800-680-7289
www.equifax.com	www.experian.com	www.transunion.com

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, list 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. 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. To find out more on how to place a security freeze, you can use the following contact information:

Equifax Security Freeze	Experian Security Freeze	TransUnion Security Freeze
P.O. Box 105788	P.O. Box 9554	P.O. Box 2000
Atlanta, GA 30348	Allen, TX 75013	Chester, PA 19022-2000
1-800-685-1111	1-888-397-3742	888-909-8872
(NY residents please call 1-800-349-9960)	www.experian.com/freeze/center.html	www.transunion.com/freeze
www.equifax.com/help/credit-freeze/en_cp		

*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.

You can further educate yourself regarding identity theft, fraud alerts, and the steps you can take to protect yourself, by contacting the Federal Trade Commission or your state Attorney General. **For North Carolina residents**, the Attorney General can be contacted at 9001 Mail Service Center, Raleigh, NC 27699-9001, 1-919-716-6400, www.ncdoj.gov. **For Maryland residents**, the Attorney General can be contacted at 200 St. Paul Place, 16th Floor, Baltimore, MD 21202, 1-888-743-0023, www.oag.state.md.us. The Federal Trade Commission can be reached at: 600 Pennsylvania Avenue NW, Washington, DC 20580, www.ftc.gov/idtheft/, 1-877-ID-THEFT (1-877-438-4338); 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. Instances of known or suspected identity theft should also be reported to law enforcement.

0123456

B7654-L01

EP EVENING POST INDUSTRIES
Return Mail Processing
P.O. Box 468
Claysburg, PA 16625-0468

March 3, 2016

##B7654-L02-0123456 0001 00000001 **********9-OELZZ 123
SAMPLE A SAMPLE
APT ABC
123 ANY ST
ANYTOWN, US 12345-6789

RE: Notice of Data Security Incident

Sample A Sample:

I am writing in follow up to my February 27th note about the recent email spoofing incident that may affect the security of your personal information. While we are unaware of any actual or attempted misuse of this information, we take this incident very seriously and are following up my previous note to provide you with information and access to resources so that you can protect your personal information should you feel it is appropriate to do so.

What Happened? On Friday, February 26, 2016, Evening Post Industries was the targeted victim of an email spoofing incident. Through this incident, a request was made for a summary of all 2015 employee W2 information – to include all affiliates. Unfortunately this information was provided before we discovered that the request was made from a fraudulent account, by an individual purporting to be John Barnwell.

What Information Was Involved? A summary of IRS Tax Form W-2 was sent in response to the fraudulent email. An IRS Tax Form W-2 includes the following categories of information: (1) the employee's name; (2) the employee's address; (3) the employee's Social Security number; and, (4) the employee's wage information.

What We Are Doing? We take this incident, and the security of your personal information, very seriously. Evening Post Industries has stringent security measures in place to protect the security of information in our possession, and, as a result of this incident, we are working to implement additional safeguards and provide additional mandatory training to our employees on safeguarding the privacy and security of information on our systems.

In addition to notifying individuals impacted by this incident, we notified our Board of Directors and our Division Heads of the attack. We have also notified our external auditors. We consulted with our cyber security advisors on how to best provide prompt notice of this incident, and helpful tools and information, to you. We will also be notifying law enforcement and certain state regulators about this incident.

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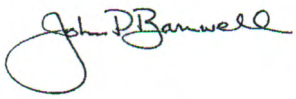
Additionally, we are offering all affected individuals two (2) years of free credit monitoring and identity restoration services with Experian's® ProtectMyID Elite product. The enclosed Information on Protecting Against Identity Theft and Fraud contains instructions on how to enroll and receive these free services, as well as more information on how to better protect against identity theft and fraud.

What You Can Do? You can review the enclosed Information on Protecting Against Identity Theft and Fraud. You can also enroll to receive the twenty-four (24) months of free credit monitoring and identity restoration services.

For More Information. We understand that you may have questions about this incident that are not addressed in this letter. If you have additional questions, please call our dedicated assistance line at (877) 237-4971, Monday through Friday, 9 a.m. to 7 p.m. EST. Please use reference number 1122022916 when calling.

Evening Post Industries takes the privacy of the personal information in our care seriously. We sincerely regret any inconvenience or concern this incident has caused you.

Sincerely,



John Barnwell

STEPS YOU CAN TAKE TO PREVENT IDENTITY THEFT AND FRAUD

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- **Surveillance Alerts for:**
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P.O. Box 105069	P.O. Box 2002	P.O. Box 2000
Atlanta, GA 30348	Allen, TX 75013	Chester, PA 19022-2000
800-525-6285	888-397-3742	800-680-7289
www.equifax.com	www.experian.com	www.transunion.com

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1-800-685-1111	1-888-397-3742	888-909-8872
(NY residents please call 1-800-349-9960)	www.experian.com/freeze/center.html	www.transunion.com/freeze
www.equifax.com/help/credit-freeze/en_cp		

*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.

B7654-L02

You can further educate yourself regarding identity theft, fraud alerts, and the steps you can take to protect yourself, by contacting the Federal Trade Commission or your state Attorney General. **For North Carolina residents**, the Attorney General can be contacted at 9001 Mail Service Center, Raleigh, NC 27699-9001, 1-919-716-6400, www.ncdoj.gov. **For Maryland residents**, the Attorney General can be contacted at 200 St. Paul Place, 16th Floor, Baltimore, MD 21202, 1-888-743-0023, www.oag.state.md.us. The Federal Trade Commission can be reached at: 600 Pennsylvania Avenue NW, Washington, DC 20580, www.ftc.gov/idtheft/, 1-877-ID-THEFT (1-877-438-4338); 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. Instances of known or suspected identity theft should also be reported to law enforcement.

0123456

B7654-L02