

JONES DAY

STATE OF NH  
DEPT OF JUSTICE

2015 FEB 26 AM 11:04



February 23, 2015

Via First Class Mail

The Honorable Joseph Foster  
Office of the Attorney General  
New Hampshire Department of Justice  
33 Capitol Street  
Concord, NH 03301

Re: Recent Percheron LLC Data Breach

Dear Mr. Foster:

I am writing to give you advance notice of a data privacy incident affecting our client, Percheron LLC. Percheron provides data collection and maintenance services for companies in the oil and gas industry. This incident relates to individual lessors of Percheron's client, Fuse Energy, and involves an estimated 1 Lessor residing in your State.

On January 15, 2015, an unknown individual broke into Percheron's facility and stole several items, including a computer hard drive that contained certain tax forms. Our client believes that these tax forms contained personally identifiable information, including the names, social security numbers, addresses, and telephone numbers of Fuse Energy's lessors. The hard drive was not password protected, and the data it contained was not encrypted. However, the lessors' information can only be accessed by opening and searching through the individual tax forms stored on the hard drive.

Percheron promptly reported the incident to law enforcement. At this point, Percheron has no indication of any unauthorized use of this personal information, nor does Percheron believe there was any intent to use this information.

The total number of affected lessors in your State is still an estimate as the investigation continues. Percheron will assist Fuse Energy in notifying affected lessors of this incident on February 25, 2015. An exemplar copy of the notice letter is enclosed for your information.

As the enclosed letter explains, Percheron continues to thoroughly investigate this matter with local law enforcement and has taken measures to minimize future risks to personal information stored on its system by strengthening internal controls. Percheron is also providing affected lessors a full package of credit-protection services and credit insurance free of charge.

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The Honorable Joseph Foster  
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Should any significant new information arise, we will promptly inform you. In the meantime, please do not hesitate to contact me if I can provide you with any additional information.

Best regards,



Enclosure





# PERCHERON ENERGY

February 25, 2015

1904 W. Grand Parkway N.  
Suite 200  
Katy, TX 77449

##A8413-L01-0123456 0001 00000001 \*\*\*\*\*3-DIGIT 123



SAMPLE A SAMPLE  
APT ABC  
123 ANY ST  
ANYTOWN, US 12345-6789



Dear Sample A Sample:

Our records indicate that you may have executed an oil and gas lease that we at Percheron Energy LLC were contracted to obtain. We are writing to inform you that on January 15, 2015, a computer was stolen from one of our offices that we believe contained your personal information, including your name, social security number, address, and telephone number. As a conscientious member of the oil and gas industry, we take very seriously our responsibility to safeguard all sensitive and confidential information provided to us, and we are coordinating with law enforcement to investigate the incident.

*We have no indication of any unauthorized use of this personal information, nor do we believe there was any intent to use this information.* Please be assured, however, that we will continue to thoroughly investigate this matter. We have already taken measures to minimize future risks to your privacy by strengthening internal controls, working with law enforcement, and providing you a full package of credit protection services free of charge. This notification has not been delayed as a result of notifying law enforcement of the incident.

We encourage you to remain vigilant by reviewing account statements and monitoring free credit reports. Enclosed you will find the steps you will need to take to enroll in the services we are making available to you. We hope you will take full advantage of the resources we have provided at no cost to you.

Should you have questions, please contact the following:

Questions About This Notification	Questions About Enrollment Or Protection Services
<ul style="list-style-type: none"> <li>• Please call <b>1-888-829-6553</b></li> <li>• Monday through Friday 9 AM – 9 PM EST; Saturday and Sunday 11 AM – 8 PM EST</li> <li>• Please be prepared to reference this number when calling: <b>PC92097</b></li> </ul>	<ul style="list-style-type: none"> <li>• Visit <a href="http://www.protectmyid.com/redeem">www.protectmyid.com/redeem</a> or call <b>1-888-829-6553</b></li> <li>• Please enroll by <b>May 31, 2015</b></li> </ul>

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We regret any concern this may cause you and assure you that we will diligently work to maintain the trust the industry has placed in us over the years.

Sincerely,

Trent Oglesby  
CEO  
Percheron LLC

A8413-L01

## Provided Assistance to Protect Your Privacy and Security

### What we are doing to protect your information:

To help you to protect yourself, we are providing you a **complimentary** membership of *Experian's*<sup>®</sup> *ProtectMyID*<sup>®</sup> Alert. This product helps detect possible misuse of your personal information and provides you with superior identity-protection support focused on immediate identification and resolution of identity theft.

### Activate ProtectMyID Now in Three Easy Steps

1. ENSURE That You Enroll By: **May 31, 2015** (Your code will not work after this date.)
2. VISIT the ProtectMyID Web Site to enroll: [www.protectmyid.com/redeem](http://www.protectmyid.com/redeem)
3. PROVIDE Your Activation Code: **ABCDEFGHIJKL**

If you have questions or need an alternative to enrolling online, please call **1-888-829-6553** and provide Engagement Number PC92097.

### Additional details regarding your 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 Bureau Credit Monitoring:** Alerts of key changes & suspicious activity found on your Experian, Equifax<sup>®</sup>, and TransUnion<sup>®</sup> credit reports.
- ◆ **Identity Theft Resolution & ProtectMyID ExtendCARE:** Toll-free access to US-based customer care and a dedicated Identify 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; and 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<sup>™</sup>, 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.

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 1-888-829-6553.

\* Identity theft insurance is underwritten by insurance company subsidiaries or affiliates of 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.

## Additional Actions to Help Reduce Your Chances of Identity Theft

### ⇒ Place a 90-Day Fraud Alert on Your Credit file

An initial 90-day security alert indicates to anyone requesting your credit file that you suspect you are a victim of fraud. When you or someone else attempts to open a credit account in your name, increase the credit limit on an existing account, or obtain a new card on an existing account, the lender should take steps to verify that you have authorized the request. If the creditor cannot verify this, the request should not be satisfied. You may contact one of the credit reporting companies below for assistance.

**Equifax**  
1-800-525-6285  
P.O. Box 105788  
Atlanta, GA 30348  
[www.equifax.com](http://www.equifax.com)

**Experian**  
1-888-397-3742  
P.O. Box 9554  
Allen, TX 75013  
[www.experian.com](http://www.experian.com)

**TransUnion**  
1-800-680-7289  
Fraud Victim Assistance Department  
Fullerton, CA 92834  
P.O. Box 6790  
[www.transunion.com](http://www.transunion.com)

### ⇒ Place A Security Freeze on Your Credit File

If you are very concerned about becoming a victim of fraud or identity theft, a security freeze might be right for you. Placing a freeze on your credit report will prevent lenders and others from accessing your credit report entirely, which will prevent them from extending credit. With a security freeze in place, you will be required to take special steps when you wish to apply for any type of credit. This process is also completed through each of the credit reporting companies. Depending on the applicable state laws, there may be a small charge for placing a freeze on your credit file. You may contact one of the agencies above for help with security freezes as well.

### ⇒ Order Your Free Annual Credit Reports

Visit [www.annualcreditreport.com](http://www.annualcreditreport.com) or call 1-877-322-8228. Once you receive your credit reports, review them for discrepancies. Identify any accounts you did not open or inquiries from creditors that you did not authorize. Verify all information is correct. If you have questions or notice incorrect information, contact the credit reporting company.

### ⇒ Manage Your Personal Information

Take steps such as: carrying only essential documents with you; being aware of whom you are sharing your personal information with; and shredding receipts, statements, and other sensitive information.

### ⇒ Use Tools From Credit Providers

Carefully review your credit reports and bank, credit card and other account statements. Be proactive and create alerts on credit cards and bank accounts to notify you of activity. If you discover unauthorized or suspicious activity on your credit report or by any other means, file an identity theft report with your local police and contact a credit reporting company.

### ⇒ Obtain More Information About Identity Theft and Ways to Protect Yourself

- Visit <http://www.experian.com/credit-advice/topic-fraud-and-identity-theft.html> for general information regarding protecting your identity.
- The Federal Trade Commission has an identity theft hotline: 1-877-438-4338; TTY: 1-866-653-4261. They also provide information on-line at [www.ftc.gov/idtheft](http://www.ftc.gov/idtheft).

### ⇒ Know the Relevant Authorities

If you believe you are the victim of identity theft, you should contact your local law enforcement and file a police report. You should also consider contacting the U.S. Federal Trade Commission's identity theft hotline at 1-877-438-4338, or visit <http://www.consumer.ftc.gov/articles/0277-create-identity-theft-report> to file a report and to obtain more information about combating identity theft. You may also wish to contact your state Attorney General. Maryland residents can contact their AG at 410-576-6566 or <http://www.oag.state.md.us/>; North Carolina residents can contact their AG at 919-716-6000 or <http://www.ncdoj.gov/Home.aspx?lang=en-US>; contact information for the other Attorneys General is available at: <http://www.naag.org/current-attorneys-general.php>.

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