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August 25, 2022

Via Online Submission

Attorney General Aaron Frey
Office of the Attorney General
6 State House Station
Augusta, ME 04333

Re: Data Security Incident

Dear Attorney General Frey:

Wilson Elser Moskowitz Edelman and Dicker LLP (“Wilson Elser”) represents United States and Canadian Academy of Pathology, located at 201 N. Palm Canyon Drive, Suite 301, Palm Springs, CA 92262 (“USCAP”) with respect to a data security incident described in more detail below. USCAP takes the security and privacy of the information in its control seriously, and has taken steps to prevent a similar incident from occurring in the future.

1. Description of the Incident.

On or about April 26, 2022, USCAP became aware of an incident that occurred within a third-party vendor’s computer system, which may have resulted in the inadvertent exposure of personal information of individuals, including current and former USCAP clients, to an unknown individual who was not authorized to view it (the “Incident”). USCAP has since worked diligently to determine exactly what happened and what information was involved as a result of this Incident.

Based on the results of an investigation conducted by third-party forensic vendors, USCAP determined that the following elements of personal information may have been accessed and/or acquired by an unauthorized individual: names, addresses, and credit card information. The exact elements of personal information that may have been exposed as a result of this incident varies per individual.

As of this writing, USCAP has not received any reports of fraud or identity theft related to this matter.

2. Number of Maine residents affected.

USCAP discovered that the Incident may have resulted in the unauthorized exposure of information pertaining to two (2) Maine residents. Notification letters to these individuals were

55 West Monroe Street, Suite 3800 • Chicago, IL 60603 • p 312.704.0550 • f 312.704.1522

Albany • Atlanta • Austin • Baltimore • Beaumont • Boston • Chicago • Dallas • Denver • Edwardsville • Garden City • Hartford • Houston • Indiana • Kentucky
Las Vegas • London • Los Angeles • Miami • Michigan • Milwaukee • Missouri • New Jersey • New Orleans • New York • Orlando • Philadelphia • Phoenix
San Diego • San Francisco • Sarasota • Stamford • Virginia • Washington, DC • Wellington • White Plains

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mailed on August 24, 2022, via First Class Mail. A sample copy of the notification letter is attached as **Exhibit A**.

3. Steps taken.

USCAP takes the privacy and security of their information seriously, and has taken steps to protect the privacy and security of potentially impacted individuals' information. Upon discovery of the Incident, USCAP informed law enforcement and worked with cybersecurity counsel to investigate how the Incident occurred and what information was compromised. USCAP is committed to ensuring the security of all information in its control, and is taking steps to prevent a similar event from occurring in the future, including the changing of all passwords within its environment. Additionally, all notified Maine residents were offered complimentary identity theft and credit monitoring services for twelve (12) months.

4. Contact information.

USCAP remains dedicated to protecting the sensitive information within its control. If you have any questions or need additional information, please do not hesitate to contact me at Anjali.Das@wilsonelser.com or (914) 872-7728.

Very truly yours,

WILSON ELSER MOSKOWITZ EDELMAN AND DICKER LLP



Anjali C. Das

EXHIBIT A



Return Mail to IDX:
<<Notification Vendor Return Address>>

VIA FIRST-CLASS MAIL

<<First Name>> <<Last Name>>
<<Address 1>><<Address 2>>
<<City>><<State>><<Zip>>

To Enroll, Please Visit:
<<IDMonitoringURL>>

Or Call:
<<Insert TFN>>

Membership Number:
<<Member ID>>

<<DATE>>

Notice of Data Security Incident

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

United States and Canadian Academy of Pathology (“USCAP”) is writing to inform you of a data security incident which occurred within one of our third-party service providers, X-CD Technologies’ (“X-CD”) computer systems. USCAP uses X-CD to process conference registrations. The data security incident may have affected your personal information. This letter contains information about the incident and information about how to protect your personal information going forward. USCAP considers the protection of sensitive information a top priority, and sincerely apologizes for any inconvenience as a result of the incident.

What Happened

On April 26, 2022 USCAP became aware that one of its third-party vendors, X-CD, had experienced unusual activity within its user’s accounts on April 19, 2022. USCAP immediately engaged cybersecurity counsel to monitor X-CD’s investigation of the incident and to determine the nature and scope of the incident. After an in-depth review of its systems, X-CD discovered suspicious code placed in its developer software which allowed an unauthorized party to access member and registrant credit card information. As a result, X-CD implemented a security patch to help prevent future unauthorized access.

What Information Was Involved

Based on the investigation, the unauthorized party may have had access to credit card or debit card information used to complete a transaction. We note that **USCAP does not collect your Social Security number, Driver’s License number, or other types of financial information, therefore that information was not affected by the incident.**

What We Are Doing

The security and privacy of your personal information contained within USCAP systems is a top priority. Since the incident, USCAP has worked together with cybersecurity counsel and continued to closely monitor X-CD’s investigation and remediation of the incident.

Out of an abundance of caution, we have arranged for you to enroll in a complementary, identity theft protection services through IDX, the data breach and recovery services expert. IDX identity protection services include:

United States and Canadian Academy of Pathology
201 N. Palm Canyon Drive, Suite 301, Palm Springs, CA 92262

<<twelve (12)/twenty-four (24)>> months of complimentary credit and CyberScan monitoring, dark web monitoring, a \$1,000,000 insurance reimbursement policy, and fully managed ID theft recovery services. With this protection, IDX will help you resolve issues if your identity is compromised. More information on how to sign up for the services can be found here.

To enroll in the complimentary credit monitoring service that we are offering you, please go to <https://app.idx.us/account-creation/protect> and using Enrollment Code <<Insert Unique Activation Code>>, follow the steps to receive the credit monitoring service online within minutes. If you do not have access to the Internet and wish to enroll, please call IDX's toll-free hotline at <<Insert TFN>>.

You can sign up for the online or offline credit monitoring service anytime between now and <<deadline>>. Due to privacy laws, we cannot register you directly. Please note that credit monitoring services might not be available for individuals who do not have a credit file with TransUnion or an address in the United States (or its territories) and a valid Social Security number. Enrolling in this service will not affect your credit score.

Once you are enrolled, you will be able to obtain <<twelve (12)/twenty-four (24)>> months of unlimited access to your TransUnion credit report and credit score. The daily credit monitoring service will notify you if there are any critical changes to your credit file at TransUnion, including fraud alerts, new inquiries, new accounts, new public records, late payments, changes of address, and more. The service also includes access to an identity restoration program that provides assistance in the event that your identity is compromised and up to \$1,000,000 in identity theft insurance with no deductible. (Policy limitations and exclusions may apply.)

What You Can Do

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 or unauthorized activity. Additionally, security experts suggest that you contact your financial institution and all major credit bureaus to inform them of the incident and then take whatever steps are recommended to protect your interests, including the possible placement of a fraud alert on your credit file.

For More Information

Please review the enclosed Additional Important Information, to learn more about how to protect against the possibility of information misuse.

Please know that the protection of your personal information is a top priority, and we sincerely apologize for any concern or inconvenience that this matter may cause you. If you have any questions, please do not hesitate to call <<call center number>>, Monday – Friday, <<call center hours>>.

Sincerely,

United States and Canadian Academy of Pathology

Additional Important Information

For residents of Hawaii, Michigan, Missouri, Virginia, Vermont, and North Carolina: It is recommended by state law that you remain vigilant for incidents of fraud and identity theft by reviewing credit card account statements and monitoring your credit report for unauthorized activity.

For residents of Illinois, Iowa, Maryland, Missouri, North Carolina, Oregon, and West Virginia:

It is required by state laws to inform you that you may obtain a copy of your credit report, free of charge, whether or not you suspect any unauthorized activity on your account. You may obtain a free copy of your credit report from each of the three nationwide credit reporting agencies. To order your free credit report, please visit www.annualcreditreport.com, or call toll-free at 1-877-322-8228. You can also order your annual free credit report by mailing a completed Annual Credit Report Request Form (available at <https://www.consumer.ftc.gov/articles/0155-free-credit-reports>) to: Annual Credit Report Request Service, P.O. Box 105281, Atlanta, GA, 30348-5281.

For residents of Iowa: State law advises you to report any suspected identity theft to law enforcement or to the Attorney General.

For residents of Oregon: State laws advise you to report any suspected identity theft to law enforcement, including the Attorney General, and the Federal Trade Commission.

For residents of Maryland, Rhode Island, Illinois, New York, and North Carolina: You can obtain information from the Maryland and North Carolina Offices of the Attorney General and the Federal Trade Commission about fraud alerts, security freezes, and steps you can take toward preventing identity theft.

Maryland Office of the Attorney General Consumer Protection Division, 200 St. Paul Place, Baltimore, MD 21202 1-888-743-0023
www.oag.state.md.us

Rhode Island Office of the Attorney General Consumer Protection, 150 South Main Street, Providence, RI 02903 1-401-274-4400 www.riag.ri.gov

North Carolina Office of the Attorney General Consumer Protection Division, 9001 Mail Service Center, Raleigh, NC 27699-9001 1-877-566-7226 www.ncdoj.com

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

New York Office of Attorney General Consumer Frauds & Protection, The Capitol, Albany, NY 12224 1-800-771-7755

<https://ag.ny.gov/consumer-frauds/identity-theft>**For residents of Massachusetts:** It is required by state law that you are informed of your right to obtain a police report if you are a victim of identity theft.

For residents of all states:

Fraud Alerts: You can place fraud alerts with the three credit bureaus by phone and online with Equifax (https://assets.equifax.com/assets/personal/Fraud_Alert_Request_Form.pdf); TransUnion (<https://www.transunion.com/fraud-alerts>); or Experian (<https://www.experian.com/fraud/center.html>). A fraud alert tells creditors to follow certain procedures, including contacting you, before they open any new accounts or change your existing accounts. For that reason, placing a fraud alert can protect you, but also may delay you when you seek to obtain credit. As of September 21, 2018, initial fraud alerts last for one year. Victims of identity theft can also get an extended fraud alert for seven years. The phone numbers for all three credit bureaus are at the bottom of this page.

Monitoring: You should always remain vigilant and monitor your accounts for suspicious or unusual activity.

Security Freeze: You also have the right to place a security freeze on your credit report. A security freeze is intended to prevent credit, loans, and services from being approved in your name without your consent. To place a security freeze on your credit report, you need to make a request to each consumer reporting agency. You may make that request by certified mail, overnight mail, regular stamped mail, or by following the instructions found at the websites listed below. The following information must be included when requesting a security freeze (note that if you are requesting a credit report for your spouse or a minor under the age of 16, this information must be provided for him/her as well): (1) full name, with middle initial and any suffixes; (2) Social Security number; (3) date of birth; (4) current address and any previous addresses for the past five years; and (5) any applicable incident report or complaint with a law enforcement agency or the Registry of Motor Vehicles. The request must also include a copy of a government-issued identification card and a copy of a recent utility bill or bank or insurance statement. It is essential that each copy be legible, display your name and current mailing address, and the date of issue. As of September 21, 2018, it is free to place, lift, or remove a security freeze. You may also place a security freeze for children under the age of 16. You may obtain a free security freeze by contacting any one or more of the following national consumer reporting agencies:

Equifax Security Freeze

P.O. Box 105788

Atlanta, GA 30348

<https://www.equifax.com/personal/credit-report-services/credit-freeze/>

800-525-6285

Experian Security Freeze

P.O. Box 9554

Allen, TX 75013

www.experian.com/freeze

888-397-3742

TransUnion (FVAD)

P.O. Box 2000

Chester, PA 19022

freeze.transunion.com

800-680-7289

More information can also be obtained by contacting the Federal Trade Commission listed above.