

Office of the Attorney General
The State of Maine

RE: Data Breach Notification

To Whom It May Concern:

Spaulding McCullough & Tansil LLP (“SMT”) located at 90 South E Street, Suite # 200, Santa Rosa, CA 95404 writes to provide notification of a recent data breach. By providing this notice, SMT does not waive any rights or defenses under Maine law, including the data breach notification statute.

On November 4, 2022, SMT experienced a network disruption and immediately began an investigation, which included working with third-party specialists. The investigation determined that certain portions of their network were accessed by an unauthorized individual between November 3, 2022 and November 4, 2022. Therefore, they conducted a review of their network to determine the type of information potentially affected and to whom it related. On February 16, 2023, they completed their review and began confirming address information for potentially impacted individuals. The types of personal information in the account included name and the following: Social Security number, driver’s license/state ID number, passport number, and financial account information. SMT identified approximately two Maine residents who may have been impacted by this incident.

In response to this incident, SMT conducted an investigation, notified the FBI, changed network passwords, and reviewed its policies and procedures related to data protection. Additionally, they began providing notice to the potentially impacted individuals on March 3, 2023 via U.S. mail. A copy of the notice is attached as ***Exhibit A***. In an abundance of caution, SMT is offering the potentially impacted individuals complimentary credit monitoring and identity protection services.

EXHIBIT A

To Enroll, Please Call:
(800) 939-4170
Or Visit:
[https://app.idx.us/account-
creation/protect](https://app.idx.us/account-creation/protect)
Enrollment Code: [XXXXXXXXXX]

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

March 3, 2023

<<variable text 1>>

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

Spaulding McCullough & Tansil LLP writes to notify you of a recent incident that may impact the privacy of certain information provided to us. We take this incident very seriously and are providing you information about the incident, our response, and steps you can take to protect your information.

What Happened? On November 4, 2022, we experienced a network disruption and immediately began an investigation, which included working with third-party specialists. The investigation determined that certain portions of our network were accessed by an unauthorized individual between November 3, 2022 and November 4, 2022. Therefore, we conducted a review of our network to determine the type of information potentially affected and to whom it related. On February 16, 2023, we completed our review and determined address information.

What Information Was Involved? The type of information may have included your name and the following: [data elements].

What We Are Doing. In response to this incident, we conducted an investigation, changed account passwords, and are reviewing our policies and procedures related to data protection. Additionally, we are providing you access to <<12/24>> months of credit monitoring and identity protection services at no cost to you.

What You Can Do. We encourage you to enroll in the credit monitoring and identity protection services we are making available to you. Instructions about how to enroll in these services and additional resources available to you are included in the enclosed *Steps You Can Take to Protect Your Information*.

We understand you may have questions about this incident. You may contact Betsey Cunningham, at (707) 524-1900, Monday through Friday from 8:30 a.m. to 5:00 p.m. PT or write to us at 90 South E Street, Suite #200, Santa Rosa, CA 95404.

We sincerely regret any concern this incident may cause you. The privacy and security of information is important to us, and we will continue to take steps to protect information in our care.

Sincerely,

Betsey M. Cunningham
Firm Manager
Spaulding McCullough & Tansil LLP

STEPS YOU CAN TAKE TO PROTECT YOUR INFORMATION

Enroll in Credit Monitoring / Identity Protection

1. Website and Enrollment. Go to <https://app.idx.us/account-creation/protect> and follow the instructions for enrollment using your Enrollment Code. You may contact IDX to enroll at (800) 939-4170, Monday through Friday from 6:00 a.m. to 6:00 p.m. PT.

Enrollment Code: [XXXXXXXXXX]

Enrollment Deadline: **June 3, 2023**

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.

If you discover any suspicious items and have enrolled in IDX identity protection, notify them immediately by calling or by logging into the IDX website and filing a request for help. If you file a request for help or report suspicious activity, you will be contacted by a member of our ID Care team who will help you determine the cause of the suspicious items.

Monitor Your Accounts

We encourage you to remain vigilant against incidents of identity theft and fraud by reviewing your credit reports/account statements for suspicious activity and to detect errors. Under U.S. law, you are entitled to one free credit report annually from each of the three major credit reporting bureaus, TransUnion, Experian, and Equifax. To order your free credit report, visit www.annualcreditreport.com or call 1-877-322-8228. Once you receive your credit report, review it for discrepancies and identify any accounts you did not open or inquiries from creditors that you did not authorize. If you have questions or notice incorrect information, contact the credit reporting bureau.

You have the right to place an initial or extended “fraud alert” on a credit file at no cost. An initial fraud alert is a one-year alert that is placed on a consumer’s credit file. Upon seeing a fraud alert, 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 lasting seven years. Should you wish to place a fraud alert, please contact any of the three credit reporting bureaus listed below.

As an alternative to a fraud alert, you 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 your 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 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 credit freeze, you will need to provide the following information:

1. Full name (including middle initial as well as Jr., Sr., III, etc.);
2. Social Security number;
3. Date of birth;
4. Address for the prior two to five years;
5. Proof of current address, such as a current utility or telephone bill;
6. A legible photocopy of a government-issued identification card (e.g., state driver’s license or identification card); 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:

TransUnion 1-800-680-7289 www.transunion.com	Experian 1-888-397-3742 www.experian.com	Equifax 1-888-298-0045 www.equifax.com
TransUnion Fraud Alert P.O. Box 2000 Chester, PA 19016-2000	Experian Fraud Alert P.O. Box 9554 Allen, TX 75013	Equifax Fraud Alert P.O. Box 105069 Atlanta, GA 30348-5069
TransUnion Credit Freeze P.O. Box 160 Woodlyn, PA 19094	Experian Credit Freeze P.O. Box 9554 Allen, TX 75013	Equifax Credit Freeze P.O. Box 105788 Atlanta, GA 30348-5788

Additional Information

You can further educate yourself regarding identity theft, fraud alerts, credit freezes, and the steps you can take to protect your personal information by contacting the credit reporting bureaus, the Federal Trade Commission (FTC), or your state Attorney General. The FTC also encourages those who discover that their information has been misused to file a complaint with them. The FTC may be reached at 600 Pennsylvania Ave. NW, Washington, D.C. 20580; www.identitytheft.gov; 1-877-ID-THEFT (1-877-438-4338); and TTY: 1-866-653-4261.

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, your state Attorney General, and the FTC. This notice has not been delayed by law enforcement. For individuals with potentially affected usernames/passwords or security question, we encouraged you to promptly change passwords/security questions for online accounts used by or associated with Spaulding McCullough & Tansil LLP and take appropriate steps to protect all online accounts using the same usernames/emails, passwords, or security questions/answers.

For Maryland residents, the Maryland Attorney General may be contacted at 200 St. Paul Place, 16th Floor, Baltimore, MD 21202; 1-888-743-0023; and www.oag.state.md.us. Spaulding McCullough & Tansil LLP may be contacted at 90 South E Street, Suite #200, Santa Rosa, CA 95404.

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: (i) the consumer reporting agencies must correct or delete inaccurate, incomplete, or unverifiable information; (ii) the consumer reporting agencies may not report outdated negative information; (iii) access to your file is limited; (iv) you must give consent for credit reports to be provided to employers; (v) you may limit “prescreened” offers of credit and insurance you get based on information in your credit report; (vi) and you may seek damages from violators. 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 https://files.consumerfinance.gov/f/201504_cfpb_summary_your-rights-under-fcra.pdf, or by writing Consumer Response Center, Room 130-A, FTC, 600 Pennsylvania Ave. N.W., Washington, D.C. 20580.

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>.

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.

For Washington, D.C. residents, the District of Columbia Attorney General may be contacted at 441 4th Street NW #1100, Washington, D.C. 20001; 202-727-3400, and <https://oag.dc.gov/consumer-protection>. Spaulding McCullough & Tansil LLP may be contacted at 90 South E Street, Suite #200, Santa Rosa, CA 95404.