

June 9, 2023

Dominik J. Cvitanovic
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Via Email

Attorney General Brian Frosh

Office of the Attorney General

Attn: Security Breach Notification

200 St. Paul Place

Baltimore, MD 21202

IDTheft@oag.state.md.us

Re: Cybersecurity Incident Involving D&U LLC dba Daniela's Pastas & Pastries

Dear Attorney General Frosh:

Wilson Elser Moskowitz Edelman and Dicker LLP ("Wilson Elser") represents D&U LLC dba Daniela's Pastas & Pastries ("Daniela's"), a restaurant operating in Baltimore, Maryland, with respect to a recent cybersecurity incident that was first discovered by Daniela's on April 28, 2023 (hereinafter, the "Incident"). Daniela's takes the security and privacy of the information in its control very seriously, and has taken steps to prevent a similar incident from occurring in the future.

This letter will serve as a preliminary notice to inform you of the nature of the Incident, what information may have been compromised, the residents being notified, and the steps that Daniela's has taken in response to the Incident.

1. Nature of the Incident

On April 28, 2023, Daniela's was notified of suspicious activity by one of its employees. Upon discovery of this incident, Daniela's promptly launched an investigation to determine the nature and scope of the incident. Daniela's contacted law enforcement to assist with its investigation, which is ongoing.

Although Daniela's is still investigating the scope of the incident and identifying the individuals' affected, the possible PII that may have been exposed may include individuals' full name and credit card information as a result of this unauthorized activity.

2. Number of Maryland residents affected.

Daniela's is in the process of confirming the number of individuals affected by this Incident. Daniela's will be able to confirm the individuals were impacted and identify any impacted individuals after the completion of the investigation. Daniela's will provide prompt notice to those individuals identified as impacted by the Incident.

3. Steps taken in response to the Incident.

Daniela's is committed to ensuring the security and privacy of all personal information in its control, and is taking steps to prevent a similar incident from occurring in the future. Upon discovery of the Incident, Daniela's moved quickly to investigate and respond to the Incident. Specifically, Daniela's launched an internal investigation into the Incident and notified law enforcement. Daniela's has been cooperating with law enforcement's investigation into the matter. Additionally, Daniela's has terminated the responsible employee.

Daniela's intends to offer 12 months of complimentary credit monitoring and identity theft restoration services to any individual impacted by this incident to help protect their identity. Additionally, Daniela's will provide guidance on how to better protect against identity theft and fraud, including providing information on how to place a fraud alert and security freeze on one's credit file, the contact details for the national consumer reporting agencies, information on 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 the contact details for the Federal Trade Commission.

4. Contact information

Daniela's remains dedicated to protecting the sensitive information in its control. If you have any questions or need additional information, please do not hesitate to contact me at

Very truly yours,

Wilson Elser Moskowitz Edelman & Dicker LLP



Dominik J. Cvitanovic, Esq.

June 29, 2023

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Our law firm, Wilson Elser Moskowitz Edelman and Dicker LLP ("Wilson Elser"), represents D&U LLC dba Daniela's Pasta & Pastries ("Daniela's"), with respect to a recent cybersecurity incident (hereinafter, the "Incident"). Pursuant to MD Comm. L Code § 14-3504 (2017), we write to supplement our previous report dated June 9, 2023 to further inform you of the Incident, what information may have been compromised, and the steps that Daniela's has taken in response to the Incident.

1. Nature of the Incident

On April 28, 2023, Daniela's was notified of suspicious activity by one of its employees. Upon discovery of this incident, Daniela's promptly launched an investigation to determine the nature and scope of the incident. Daniela's contacted law enforcement to assist with its investigation, which is ongoing.

The forensic investigation determined that the possible PII that may have been exposed may include individuals' full name and credit card information as a result of this unauthorized activity

2. Number of Maryland residents affected.

A total number of 18 Maryland residents may have been potentially affected by this incident. Substitute and telephonic notice will be provided on June 30, 2023. A sample copy of the telephonic and corresponding website notices are included with this letter under *Exhibit A*.

400 Poydras Street, Suite 2250 | New Orleans, LA 70130 | p 504.702.1710 | f 504.702.1715 | wilsonelser.com

Albany, NY | Atlanta, GA | Austin, TX | Baltimore, MD | Beaumont, TX | Birmingham, AL | Boston, MA | Charlotte, NC | Chicago, IL | Dallas, TX | Denver, CO
Detroit, MI | Edwardsville, IL | Garden City, NY | Hartford, CT | Houston, TX | Jackson, MS | Las Vegas, NV | London, England | Los Angeles, CA | Louisville, KY
Madison, NJ | McLean, VA | Merrillville, IN | Miami, FL | Milwaukee, WI | Nashville, TN | New Orleans, LA | New York, NY | Orlando, FL | Philadelphia, PA | Phoenix, AZ
Raleigh, NC | San Diego, CA | San Francisco, CA | Sarasota, FL | Seattle, WA | Stamford, CT | St. Louis, MO | Washington, DC | West Palm Beach, FL | White Plains, NY

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3. Steps taken in response to the Incident.

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4. Contact information

Daniela's remains dedicated to protecting the sensitive information in its control. If you have any questions or need additional information, please do not hesitate to contact me at

Very truly yours,

Wilson Elser Moskowitz Edelman & Dicker LLP



Dominik J. Cvitanovic, Esq.

D & U Danielas Pastas and Pastries – Telephonic Notice

Hello, my name is <<NAME>>, I work at Danielas Pastas and Pastries. I am calling you today to inform you that Danielas was recently notified of suspicious activity by one of our employees. We are reaching out in full transparency to inform you that some of your personal information may have been exposed to an unauthorized third-party. The information that may have been subject to unauthorized access and acquisition are your name and credit card number.

The privacy of your personal information is incredibly important to us at Danielas. We are providing you with free credit monitoring and identity theft protection through a leading credit monitoring company, Cyberscout, a TransUnion company. Please click the ribbon on our website where you can learn more about the incident and enroll in your free credit monitoring. Please use this code <<PROVIDE UNIQUE CODE>>, to take advantage of these services.

We apologize for any inconvenience this has caused you and have taken proactive steps to ensure your personal information is safe with us.

Notice of Cybersecurity Incident

D & U Danielas Pastas and Pastries (“Daniela’s”) is notifying individuals whose information may have been exposed to an unauthorized third-party. **At this time, Daniela’s does not have any evidence to indicate that any personal information has been or will be misused as a result of this incident.**

We take the security of personal information seriously and want to provide information and resources that can be used to protect personal information.

What Happened and What Information was Involved:

On April 28, 2023, Daniela’s was notified of suspicious activity by one of its employees. Upon discovery, Daniela’s immediately engaged a law firm specializing in cybersecurity and data privacy to investigate further. Daniela’s contacted law enforcement to assist with its investigation, which is ongoing. The following personal information may have been subject to unauthorized access and acquisition: name and credit card number.

What We are Doing:

Data security is one of our highest priorities. Upon detecting this incident we moved quickly to initiate a response, which included retaining a leading forensic investigation firm who assisted in investigating the incident further. We have also educated staff on how to be on the lookout for possible suspicious activity in the workplace.

Further, we value the safety of personal information and are providing impacted individuals with access to Credit Monitoring services **at no charge**. These services provide individuals with alerts for at least 12 months from the date of enrollment when changes occur to their credit files. This notification is sent to impacted individuals the same day that the change or update takes place with the credit bureau. In addition, we are providing impacted individuals with proactive fraud assistance to help with any questions, or in the event their identity is compromised. These services will be provided by Cyberscout, a TransUnion company.

What Impacted Individuals Can Do:

To enroll in Credit Monitoring services **at no charge**, please log on to <https://secure.identityforce.com/benefit/danielaspp> and follow the instructions provided. If Daniela’s has identified you as impacted and has a your phone number in its records, you will or have received a phone call with a unique enrollment code. When prompted on the site, please provide the unique code to receive services. **Please note the deadline to enroll is September 24, 2023.** We encourage impacted individuals to take full advantage of this service offering.

Enclosed is additional information regarding the resources available to impacted individuals, and the steps that they can take to further protect their personal information.

Additional Information

Credit Reports: 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.

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:

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 listed above.

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

File Police Report: You have the right to file or obtain a police report if you experience identity fraud. Please note that in order to file a crime report or incident report with law enforcement for identity theft, you will likely need to provide proof that you have been a victim. A police report is often required to dispute fraudulent items. You can generally report suspected incidents of identity theft to local law enforcement or to the Attorney General.

FTC and Attorneys General: You can further educate yourself regarding identity theft, fraud alerts, security freezes, and the steps you can take to protect yourself, by contacting the consumer reporting agencies, the Federal Trade Commission, or your state Attorney General.

The Federal Trade Commission can be reached at: 600 Pennsylvania Avenue NW, Washington, DC 20580, www.identitytheft.gov, 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. 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. This notice has not been delayed by law enforcement.

For Maryland residents, the Attorney General can be contacted at 200 St. Paul Place, 16th Floor, Baltimore, MD 21202, 1-888-743-0023, and www.oag.state.md.us.

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, the 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 credit reports to be provided to employers; you may limit “prescreened” offers of credit and insurance you get based on information in your credit report; 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 www.consumerfinance.gov/f/201504_cfpb_summary_your-rights-under-fcra.pdf or by writing Consumer Response Center, Room 130-A, Federal Trade Commission, 600 Pennsylvania Ave. N.W., Washington, D.C. 20580.

For North Carolina residents, the Attorney General can be contacted at 9001 Mail Service Center, Raleigh, NC 27699-9001, 1-877-566-7226 or 1-919-716-6400, and www.ncdoj.gov.

For New York residents, the Attorney General may be contacted at Office of the Attorney General, The Capitol, Albany, NY 12224-0341, 1-800-771-7755, and <https://ag.ny.gov/>.

For Rhode Island residents, the Rhode Island Attorney General can be reached at 150 South Main Street, Providence, Rhode Island 02903, www.riag.ri.gov, and 1-401-274-4400. Under Rhode Island law, you have the right to obtain any police report filed in regard to this incident.

For Vermont Residents, if you do not have internet access but would like to learn more about how to place a security freeze on your credit report, contact the Vermont Attorney General’s Office at 802-656-3183 (800-649-2424 toll free in Vermont only).

June 29, 2023

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Madison, NJ | McLean, VA | Merrillville, IN | Miami, FL | Milwaukee, WI | Nashville, TN | New Orleans, LA | New York, NY | Orlando, FL | Philadelphia, PA | Phoenix, AZ
Raleigh, NC | San Diego, CA | San Francisco, CA | Sarasota, FL | Seattle, WA | Stamford, CT | St. Louis, MO | Washington, DC | West Palm Beach, FL | White Plains, NY

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