

JONES DAY

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DIRECT NUMBER: 4123947272

JKITCHEN@JONESDAY.COM

August 9, 2023

BY EMAIL (Idtheft@oag.state.md.us)
Office of the Attorney General
200 St. Paul Place
Baltimore, Maryland 21202

Re: Security Breach Notification

Dear Sir or Madam:

I am writing on behalf of our client, CNX Resources Corporation (“CNX”), to notify you of a data security event CNX experienced due to a vulnerability in Progress Software’s MOVEit Transfer application, which involved the personal information of seven residents of Maryland.

On May 31, 2023, CNX was notified by its vendor, Progress Software, that its managed file transfer software, MOVEit Transfer, had a previously unknown vulnerability. Progress Software announced that the vulnerability may have allowed an unauthorized party to gain access to files stored in an affected MOVEit Transfer system (“MOVEit Event”). CNX was one of many companies that use MOVEit Transfer to send and receive data files. Upon learning of the MOVEit Event, CNX immediately worked to secure the affected MOVEit Transfer system and promptly launched an investigation to determine the nature and scope of the potential incident. On June 12, 2023, CNX confirmed that the MOVEit Transfer vulnerability on its server had been exploited and that data on the server had been exposed by an unauthorized actor. On July 26, 2023, CNX completed its review of the data on the MOVEit Transfer system as well as its identification of whose data was affected on the system. The MOVEit Event may have resulted in the disclosure of names, social security numbers, and/or dates of birth. CNX conducted a diligent investigation to identify and notify potentially affected customers promptly. Immediately upon becoming aware of the MOVEit Transfer vulnerability, CNX patched the vulnerability that had been announced by Progress Software. It also notified and is cooperating with federal law enforcement. In addition, CNX is offering two years of free credit monitoring services to all impacted individuals.

CNX is notifying seven Maryland residents whose information was determined to have been affected. Notice will be mailed as expeditiously as possible, beginning on August 10, 2023. A sample of the notification letter is attached.

If you have any questions, please contact me at 412.394.7272.

JONES DAY

BY EMAIL (Idtheft@oag.state.md.us)

August 09, 2023

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Very truly yours,

A handwritten signature in cursive script that reads "James Kitchen". The signature is written in dark ink and is positioned above the printed name.

James T. Kitchen

ENCLOSURE



Return Mail Processing
PO Box 999
Suwanee, GA 30024

111 *****SNGLP

SAMPLE A. SAMPLE - L01

APT ABC



123 ANY ST

ANYTOWN, US 12345-6789



August 10, 2023

RE: NOTICE OF DATA BREACH

Dear Sample A. Sample:

CNX Resources Corporation (hereinafter, "CNX") is a leading gas development, midstream, and technology company. CNX is writing to notify you of an incident that may affect the privacy of some of your information. CNX has determined that an unauthorized actor accessed a system where your data was located. Although there is no evidence of actual misuse of your information, we are notifying all individuals with sensitive information stored on the affected system and providing the protection identified below.

We take this incident seriously, and this letter provides details of the incident, our response, and steps you may take to better protect against any potential for misuse of your personal information, should you feel it appropriate to do so.

What Happened? On May 31, 2023, CNX was notified by its vendor, Progress Software, that its managed file transfer software, MOVEit Transfer, had a previously unknown vulnerability. Progress Software announced that the vulnerability may have allowed an unauthorized party to gain access to files stored in an affected MOVEit Transfer system ("MOVEit Event"). CNX was one of many companies that use MOVEit Transfer to send and receive data files. Upon learning of the MOVEit Event, we immediately worked to secure the affected MOVEit Transfer system and promptly launched an investigation to determine the nature and scope of the potential incident. On June 12, 2023, CNX confirmed that the MOVEit Transfer vulnerability on its server had been exploited and the scope of the data on the server that had been exposed by an unauthorized actor. On July 26, 2023, we completed our review of the data on the MOVEit Transfer system as well as our identification of whose data was affected on the system.

What Information Was Involved? While we are not aware of any misuse of your personal information, the MOVEit Event may have resulted in the disclosure of your information, including your [Extra1].

What We Are Doing. CNX takes the confidentiality, privacy, and security of information in our care seriously. Upon discovery of the MOVEit Event, we promptly commenced an investigation to confirm the nature and scope of the event. To protect against an incident like this from reoccurring, we immediately patched the vulnerability that had been announced by Progress Software. CNX has also notified federal law enforcement about the MOVEit Event and is cooperating with law enforcement's investigation. Moreover, as an added precaution, we are offering you complimentary access to two years of credit monitoring and identity restoration services. While this service is free to you, you must enroll on your own using the instructions below.

What You Can Do. You can take steps to protect against incidents of identity theft and fraud by reviewing your account statements and monitoring your free credit reports for suspicious activity. You can also review the enclosed *Steps You Can Take to Protect Personal Information*.

Sincerely,

Alexander J. Reyes
Executive Vice President & General Counsel

STEPS YOU CAN TAKE TO PROTECT PERSONAL INFORMATION

To help protect your identity, we are offering complimentary access to Experian IdentityWorksSM for 24 months.

If you believe there was fraudulent use of your information as a result of this incident and would like to discuss how you may be able to resolve those issues, please reach out to an Experian agent. If, after discussing your situation with an agent, it is determined that identity restoration support is needed then an Experian Identity Restoration agent is available to work with you to investigate and resolve each incident of fraud that occurred from the date of the incident (including, as appropriate, helping you with contacting credit grantors to dispute charges and close accounts; assisting you in placing a freeze on your credit file with the three major credit bureaus; and assisting you with contacting government agencies to help restore your identity to its proper condition).

Please note that Identity Restoration is available to you for 24 months from the date of this letter and does not require any action on your part at this time. The Terms and Conditions for this offer are located at www.ExperianIDWorks.com/restoration.

While identity restoration assistance is immediately available to you, we also encourage you to activate the fraud detection tools available through Experian IdentityWorks as a complimentary 24-month membership. This product provides you with superior identity detection and resolution of identity theft. To start monitoring your personal information, please follow the steps below:

- Ensure that you **enroll by November 30, 2023** (Your code will not work after this date.)
- **Visit** the Experian IdentityWorks website to enroll: <https://www.experianidworks.com/credit>
- Provide your **activation code: ABCDEFGHI**

If you have questions about the product, need assistance with Identity Restoration that arose as a result of this incident, or would like an alternative to enrolling in Experian IdentityWorks online, please contact Experian's customer care team at 833-575-2858 by November 30, 2023. Be prepared to provide engagement number **B100527** as proof of eligibility for the Identity Restoration services by Experian.

ADDITIONAL DETAILS REGARDING YOUR 24-MONTH EXPERIAN IDENTITYWORKS MEMBERSHIP

A credit card is not required for enrollment in Experian IdentityWorks. You can contact Experian immediately regarding any fraud issues, and have access to the following features once you enroll in Experian IdentityWorks:

- **Experian credit report at signup:** See what information is associated with your credit file. Daily credit reports are available for online members only.*
- **Credit Monitoring:** Actively monitors Experian file for indicators of fraud.
- **Identity Restoration:** Identity Restoration specialists are immediately available to help you address credit and non-credit related fraud.
- **Experian IdentityWorks ExtendCARE™:** You receive the same high-level of Identity Restoration support even after your Experian IdentityWorks membership has expired.
- **\$1 Million Identity Theft Insurance**:** Provides coverage for certain costs and unauthorized electronic fund transfers.

MONITOR YOUR ACCOUNTS

Under U.S. law, a consumer is entitled to one free credit report annually from each of the three major credit reporting bureaus, Equifax, Experian, and TransUnion. To order your free credit report, visit www.annualcreditreport.com or call, toll-free, 1-877-322-8228. You may also directly contact the three major credit reporting bureaus listed below to request a free copy of your credit report.

Consumers have the right to place an initial or extended "fraud alert" on a credit file at no cost. An initial fraud alert is a 1-year alert that is placed on a consumer's credit file. Upon seeing a fraud alert display on a consumer's credit file, 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, which is a fraud alert lasting seven years. Should you wish to place a fraud alert, please contact any one of the three major credit reporting bureaus listed below.

* Offline members will be eligible to call for additional reports quarterly after enrolling.

* The Identity Theft Insurance is underwritten and administered by American Bankers Insurance Company of Florida, an Assurant company. Please refer to the actual policies for terms, conditions, and exclusions of coverage. Coverage may not be available in all jurisdictions.

As an alternative to a fraud alert, consumers 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 the consumer’s 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 to take control over who gets access to the personal and financial information in your credit report 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 security freeze, you will need to provide the following information:

1. Full name (including middle initial as well as Jr., Sr., II, III, etc.);
2. Social Security number;
3. Date of birth;
4. Addresses for the prior two to five years;
5. Proof of current address, such as a current utility bill or telephone bill;
6. A legible photocopy of a government-issued identification card (state driver’s license or ID card, etc.); 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 credit freeze, please contact the three major credit reporting bureaus listed below:

Equifax	Experian	TransUnion
https://www.equifax.com/personal/credit-report-services/	https://www.experian.com/help/	https://www.transunion.com/credit-help
1-888-298-0045	1-888-397-3742	1-800-916-8800
Equifax Fraud Alert, P.O. Box 105069 Atlanta, GA 30348-5069	Experian Fraud Alert, P.O. Box 9554, Allen, TX 75013	TransUnion Fraud Alert, P.O. Box 2000, Chester, PA 19016
Equifax Credit Freeze, P.O. Box 105788 Atlanta, GA 30348-5788	Experian Credit Freeze, P.O. Box 9554, Allen, TX 75013	TransUnion Credit Freeze, P.O. Box 160, Woodlyn, PA 19094

ADDITIONAL INFORMATION

You may further educate yourself regarding identity theft, fraud alerts, credit freezes, and the steps you can take to protect your personal information by contacting the consumer reporting bureaus, the Federal Trade Commission, or your state Attorney General. The Federal Trade Commission may be reached at: 600 Pennsylvania Avenue NW, Washington, DC 20580; www.identitytheft.gov; 1-877-ID-THEFT (1-877-438-4338); and 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 and your state Attorney General. This notice has not been delayed by law enforcement.

For Maryland residents, the Maryland Attorney General may be contacted at: 200 St. Paul Place, 16th Floor, Baltimore, MD 21202; 1-410-528-8662 or 1-888-743-0023; and <https://www.marylandattorneygeneral.gov/>.

For More Information. We sincerely regret any inconvenience or concern caused by this incident. If you have further questions or concerns, or would like an alternative to enrolling online, please call 833-575-2858 toll-free Monday through Friday from 8 am – 10 pm Central, or Saturday and Sunday from 10 am – 7 pm Central (excluding major U.S. holidays). Be prepared to provide your engagement number B100527.

