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LATHAM & WATKINS LLP

August 31, 2023

VIA EMAIL

Office of the Attorney General
Attn: Security Breach Notification
200 St. Paul Place
Baltimore, MD 21202
Idtheft@oag.state.md.us

FIRM / AFFILIATE OFFICES

Austin	Milan
Beijing	Munich
Boston	New York
Brussels	Orange County
Century City	Paris
Chicago	Riyadh
Dubai	San Diego
Düsseldorf	San Francisco
Frankfurt	Seoul
Hamburg	Shanghai
Hong Kong	Silicon Valley
Houston	Singapore
London	Tel Aviv
Los Angeles	Tokyo
Madrid	Washington, D.C.

Re: **Notice of Data Security Incident Relating to Maryland Residents**

Dear Attorney General:

I am writing on behalf of Sonny's Enterprises LLC ("Sonny's") to provide you with information about a recent data security incident that impacted residents of your state. On or about June 19, 2023, an unauthorized, unknown party accessed Sonny's on-premise computer network, removed some data from Sonny's environment and temporarily disrupted operations on some of Sonny's servers. Upon discovery, with the assistance of leading digital forensic and restoration teams, Sonny's took steps to identify and isolate resources impacted by the incident, and promptly restored secure operations. Sonny's also notified federal law enforcement authorities, and engaged forensic experts to determine what happened and what information was exposed.

On August 3, 2023, after a thorough review of impacted files, Sonny's determined that the impacted systems contained personal information of approximately 11 residents of your state, who are or used to be Sonny's employees or their family members. While the specific data elements vary by individual, the exposed personal information includes names, addresses, date of births, Social Security Numbers, government identification numbers, medical information, health insurance information, and financial account information. Notification letters are being sent to residents starting on September 1, 2023, together with an offer for two years of complimentary credit monitoring and identity theft protection services provided by IDX.

As part of its ongoing operations and in response to this incident, Sonny's has deployed advanced endpoint protection technology, migrated its systems to alternative cloud-based platform, and engaged industry-leading experts to advise on how it can further harden its environment.

If your office requires any further information in regards to this matter, please contact me at 202.637.2205 or jennifer.archie@lw.com.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Jennifer C. Archie". The signature is written in a cursive, flowing style.

Jennifer C. Archie
of LATHAM & WATKINS LLP

Enclosure

Appendix A



P.O. Box 989728
West Sacramento, CA 95798-9728

<<First Name>> <<Last Name>>
<<Address1>>
<<Address2>>
<<City>>, <<State>> <<Zip>>

Enrollment Code: <<Enrollment Code>>

To Enroll, Scan the QR Code Below:



Or Visit:

<https://app.idx.us/account-creation/protect>

September 1, 2023

Re: Notice of Data Breach

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

We are writing to provide you, or your parent, with information about a recent cybersecurity incident involving your personal information. We wanted to share some details and offer you some resources that you may find helpful. Please note the section titled "What You Can Do" below.

What Happened? On or around June 19, 2023, Sonny's Enterprises LLC experienced a cybersecurity incident. An unauthorized, unknown party accessed our on-premise computer network, removed some data from our environment and temporarily disrupted operations on some of our servers. Upon discovery, with the assistance of leading digital forensic and restoration teams and advanced endpoint protection technology, we took steps to identify and isolate resources impacted by the event, and promptly restored secure operations including by migrating our systems to alternative cloud-based resources. We notified federal law enforcement authorities. Once the incident was contained, we initiated a detailed review, with the assistance of outside data specialists, to identify whether files were accessed by the threat actor, and if so, to identify sensitive personal information belonging to individuals contained within such files. Payroll and other employee related services were not disrupted.

What Information is Involved? Our review determined that the exposed files contained some of your personal information, including <Personal Information Affected>.

What Are We Doing? At this point, we have no evidence of identity theft or fraud involving your personal information, but we are contacting you out of an abundance of caution to offer support and provide resources. We are happy to provide complimentary identity theft protection services for two years through IDX, a data breach and recovery services expert. This identity protection services includes: two years of credit and dark web monitoring, a \$1,000,000 insurance reimbursement policy, fully managed identity restoration in the event that you fall victim to identity theft. To activate these services, you may follow the instructions included in the attached *Steps You Can Take to Help Protection Your Information*.

What You Can Do. It is always good practice to be vigilant against identity theft and fraud by regularly reviewing your account statements and monitoring any available credit reports for unauthorized or suspicious activity, and by taking care in response to any email, telephone or other contacts that ask for personal or sensitive information (e.g., phishing). We encourage you to remain vigilant in identifying calls, emails or SMS texts which appear to be spam or fraudulent. Additionally, you should never open links or attachments sent from untrusted sources. You may also review the attached *Steps You Can Take to Help Protect Your Information* as a helpful resource.

For More Information. For further information, please call 1-888-652-1503, Monday to Friday from 9 am – 9 pm Eastern Time.

Sincerely,

Sonny's IT and HR Departments

Steps You Can Take to Help Protect Your Information

Enroll in IDX Credit Monitoring and Identity Protection Services

Go to <https://app.idx.us/account-creation/protect> and follow the instructions for enrollment using your Enrollment Code provided at the top of the letter. Please note the deadline to enroll is December 1, 2023.

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 with the credit reporting bureau. 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.

If you discover any suspicious items on your credit reports or from the fraud alert 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 the IDX ID Care team who will help you determine the cause of the suspicious items. In the event that you fall victim to identity theft as a consequence of this incident, you will be assigned an ID Care Specialist who will work on your behalf to identify, stop and reverse the damage quickly.

As an alternative to a fraud alert, consumers have the right to place a “credit freeze” on a credit report, free of charge, 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 credit 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, military identification, etc.); and
7. A copy of either the police report, investigative report, or complaint to a law enforcement agency filed by you 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:

Equifax	Experian	TransUnion
https://www.equifax.com/personal/credit-report-services/	https://www.experian.com/help/	https://www.transunion.com/credit-help
888-298-0045	1-888-397-3742	833-395-6938
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 (this letter alone does not suggest that you are a victim of or at risk of identity theft or fraud). Please note that in order for you to file a police report 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 California residents, the California Office of Privacy Protection (www.oag.ca.gov/privacy) may be contacted for additional information on protection against identity theft. The California Attorney General can be contacted at 1300 I Street, Sacramento, CA 95814, www.oag.ca.gov, 800-952-5225.

For Maryland residents, the Maryland Attorney General can be contacted at 200 St. Paul Place, Baltimore, MD 21202, www.marylandattorneygeneral.gov, 888-743-0023.

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

For Rhode Island residents, the Rhode Island Attorney General can be contacted at 150 South Main Street, Providence, RI 02903, www.riag.ri.gov, 401-274-4400. You have the right to file or obtain a police report regarding this incident.

For District of Columbia residents, the District of Columbia Attorney General can be contacted at 400 6th Street NW, Washington, DC 20001, www.oag.dc.gov, 202-727-3400.

For Iowa residents, the Iowa Attorney General can be contacted at 1305 E. Walnut Street, Des Moines, Iowa 50319, www.iowaattorneygeneral.gov, 515-281-5926 or 888-777-4590.

For New York residents, the New York Attorney General may be contacted at the Capital, Albany, NY 12224, www.ag.ny.gov, 800-771-7755.

For Oregon residents, the Oregon Attorney General may be reached at 1162 Court Street NE, Salem, OR 97301, www.doj.state.or.us, 503-378-6002.

For South Carolina residents, the South Carolina Department of Consumer Affairs may be reached at 293 Greystone Blvd., Ste. 400, Columbia, SC 29210, www.consumer.sc.gov, 800-922-1594.

For Kentucky residents, the Kentucky Attorney General may be contacted at 700 Capital Avenue, Suite 118, Frankfurt, KY 40601, www.ag.ky.gov, 502-696-5300.

For Massachusetts residents, you have the right to obtain a police report regarding this incident. If you are the victim of identity theft, you also have the right to file a police report and obtain a copy of it.

For New Mexico residents, you have the right to obtain a police report regarding this incident. If you are the victim of identity theft, you also have the right to file a police report and obtain a copy of it. 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 a violator. 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. You can 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.

