



David McMillan, Partner
Cybersecurity & Data Privacy Team
175 Pearl Street, Suite C-402 Brooklyn, NY 11201
dmcmillan@constangy.com

August 9, 2024

VIA ELECTRONIC MAIL

idtheft@oag.state.md.us

Re: Notice of Data Security Incident

Constangy, Brooks, Smith & Prophete, LLP represents Harvey-Cleary Builders (“Harvey Builders”), located in Houston, Texas, in connection with the recent data security incident described below. I am writing to notify you of this incident because personal information belonging to residents of your state was involved. The affected information included individuals’ names, Social Security number, payment card information, driver’s license numbers, and passport numbers.

On July 2, 2024, Harvey Builders detected suspicious activity that temporarily disrupted the operability of its computer network. In response, Harvey Builders promptly took steps to secure the network, restore impacted systems, and begin an investigation to determine the nature and scope of the issue. As a result of the investigation, Harvey Builders determined that on July 2, 2024, an unauthorized actor gained access to certain portions of Harvey Builders’ network, and a limited number of files were copied without authorization. Harvey Builders then began a diligent and comprehensive review to determine the information that may have been impacted and to identify to whom it belonged. On July 26, 2024, Harvey Builders determined that the incident affected personal information belonging to Maryland residents. On August 9, 2024, Harvey Builders provided notice of this incident to 45 Maryland residents whose information was involved. A sample copy of the notice letter is included with this correspondence.

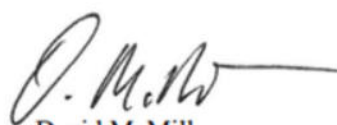
In providing notice, Harvey Builders offered notified individuals complimentary identity protection services through Cyberscout, a TransUnion company. Harvey Builders also reported this incident to law enforcement and will cooperate with investigative efforts.

Harvey-Cleary remains dedicated to protecting the personal information in its control. If you have any questions or need additional information, please do not hesitate to contact me at 718.750.5187 or dmcmillan@constangy.com.

Sincerely,

Alabama Arkansas California Colorado District of Columbia Florida Georgia Illinois
Indiana Maryland Massachusetts Minnesota Missouri New Jersey New York
North Carolina Oregon Pennsylvania South Carolina Tennessee Texas Virginia Washington

August 9, 2024
Page 2

A handwritten signature in black ink, appearing to read "D. McMillan", with a long horizontal flourish extending to the right.

David McMillan
Partner, Cybersecurity & Data Privacy Team

Encl.: Sample Notification Letter

<Return Name>
c/o Cyberscout
<Return Address>
<City>, <State> <Zip>



<<FirstName>> <<LastName>>
<<Address1>>
<<Address2>>
<<City>>, <<State>> <<Zip>>

August 9, 2024

Re: Notice of Data Security Incident

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

Harvey-Cleary Builders (“Harvey Builders”) is writing to notify you of a data security incident which may have impacted your personal information. Harvey Builders takes the privacy and security of all information within its possession very seriously. Please read this letter carefully as it contains information regarding the incident and information about steps that you can take to help protect your information.

What Happened? On July 2, 2024, Harvey Builders detected suspicious activity that temporarily disrupted the operability of its computer network. In response, Harvey Builders promptly took steps to secure the network, restore impacted systems, and begin an investigation to determine the nature and scope of the issue. As a result of the investigation, Harvey Builders determined that on July 2, 2024, an unauthorized actor gained access to certain portions of Harvey Builders’ network, and a limited number of files were copied without authorization. Harvey Builders then began a diligent and comprehensive review to determine the information that may have been impacted and to identify to whom it belonged. On July 26, 2024, Harvey Builders determined that your personal information was potentially impacted.

What Information was Involved? The information that may have been impacted by this incident includes your name and <<exposed data elements>>. At this time, we have no indication that your information was subject to actual or attempted misuse in connection with this incident.

What Are We Doing? Harvey Builders takes this incident and the security of information within our care very seriously. Upon discovery of this incident, Harvey Builders launched an in-depth investigation to determine the full nature and scope of the incident. As part of our ongoing commitment to the privacy of information in our care, we strengthened our existing security policies and procedures as well as bolstered security to further protect against similar incidents in the future.

Additionally, Harvey Builders is providing you with access to **Single Bureau Credit Monitoring/Single Bureau Credit Report/Single Bureau Credit Score/Cyber Monitoring** services at no charge. These services provide you with alerts for <<service length>> months from the date of enrollment when changes occur to your credit file. This notification is sent to you the same day that the change or update takes place with the bureau. Finally, we are providing you with proactive fraud assistance to help with any questions that you might have or in event that you become a victim of fraud. These services will be provided by Cyberscout, a TransUnion company, specializing in fraud assistance and remediation services. Please note that your deadline to enroll is <<Deadline>>.

What You Can Do. We encourage you to remain vigilant against incidents of identity theft and fraud and to review your account statements and free credit reports to detect errors or suspicious activity. You can

find more information about resources available to you to help protect your information from possible misuse in the enclosed *Steps You Can Take to Help Protect Your Information*. There you will also find information on how to enroll in the complimentary identity protection services.

For More Information: If you have any questions or need assistance, we encourage you to contact our dedicated call center at 1-800-405-6108 between 8am to 8pm Eastern Time, Monday through Friday, excluding holidays.

Sincerely,

Harvey-Cleary Builders
3663 Briarpark Drive
Suite 101
Houston, Texas 77042

STEPS YOU CAN TAKE TO HELP PROTECT YOUR INFORMATION

How do I enroll for the free services? To enroll in Credit Monitoring services at no charge, please log on to <https://bfs.cyberscout.com/activate> and follow the instructions provided. When prompted please provide the following unique code to receive services: **<CODE HERE>**

In order for you to receive the monitoring services described above, you must enroll within 90 days from the date of this letter. The enrollment requires an internet connection and e-mail account and may not be available to minors under the age of 18 years of age. Please note that when signing up for monitoring services, you may be asked to verify personal information for your own protection to confirm your identity.

Review Your Account Statements and Notify Law Enforcement of Suspicious Activity: As a precautionary measure, we recommend that you remain vigilant by reviewing your account statements and credit reports closely. If you detect any suspicious activity on an account, you should promptly notify the financial institution or company with which the account is maintained. You also should promptly report any fraudulent activity or any suspected incidence of identity theft to proper law enforcement authorities, your state attorney general, and/or the Federal Trade Commission (FTC).

Request a Copy of Your Credit Report: You may obtain a free copy of your credit report from each of the three major credit reporting agencies once every 12 months by visiting <https://www.annualcreditreport.com>, calling toll-free 1-877-322-8228, or by completing an Annual Credit Report Request Form and mailing it to Annual Credit Report Request Service, P.O. Box 105281, Atlanta, GA 30348. You also can contact one of the following three national credit reporting agencies:

Equifax

P.O. Box 105851
Atlanta, GA 30348
1-800-525-6285
www.equifax.com

Experian

P.O. Box 9532
Allen, TX 75013
1-888-397-3742
www.experian.com

TransUnion

P.O. Box 1000
Chester, PA 19016
1-800-916-8800
www.transunion.com

Place a Fraud Alert: You may want to consider placing a fraud alert on your credit report. An initial fraud alert is free and will stay on your credit file for at least one year. The alert informs creditors of possible fraudulent activity within your report and requests that the creditor contact you prior to establishing any accounts in your name. To place a fraud alert on your credit report, contact any of the three credit reporting agencies identified above. Additional information is available at <https://www.annualcreditreport.com>.

Put a Security Freeze: You have the right to put a security freeze on your credit file for up to one year at no cost. This will prevent new credit from being opened in your name without the use of a PIN number that is issued to you when you initiate the freeze. A security freeze is designed to prevent potential creditors from accessing your credit report without your consent. As a result, using a security freeze may interfere with or delay your ability to obtain credit. You must separately place a security freeze on your credit file with each credit reporting agency. In order to place a security freeze, you may be required to provide the consumer reporting agency with information that identifies you, including your full name, Social Security Number, date of birth, current and previous addresses, a copy of your state-issued identification card, and a recent utility bill, bank statement or insurance statement.

Additional Free Resources: You can obtain information from the consumer reporting agencies, the FTC, or from your respective state Attorney General about fraud alerts, security freezes, and steps you can take toward preventing identity theft. You may report suspected identity theft to local law enforcement, including to the FTC or to the Attorney General in your state.

Federal Trade Commission (FTC)

600 Pennsylvania Ave, NW
Washington, DC 20580
consumer.ftc.gov, and
www.ftc.gov/idtheft
1-877-438-4338

Maryland Attorney General

200 St. Paul Place
Baltimore, MD 21202
oag.state.md.us
1-888-743-0023

New York Attorney General

Bureau of Internet and
Technology Resources
28 Liberty Street
New York, NY 10005
1-212-416-8433

North Carolina Attorney General

9001 Mail Service Center
Raleigh, NC 27699
ncdoj.gov
1-877-566-7226

Rhode Island Attorney General

150 South Main Street
Providence, RI 02903
http://www.riag.ri.gov
1-401-274-4400

Washington D.C. Attorney General

441 4th Street, NW
Washington, DC 20001
oag.dc.gov
1-202-727-3400

You also have certain rights under the Fair Credit Reporting Act (FCRA): These rights include to know what is in your file; to dispute incomplete or inaccurate information; to have consumer reporting agencies correct or delete inaccurate, incomplete, or unverifiable information; as well as other rights. For more information about the FCRA and your rights pursuant to the FCRA, please visit <https://www.consumer.ftc.gov/articles/pdf-0096-fair-credit-reporting-act.pdf>.