



MULLEN
COUGHLIN^{LLC}
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September 24, 2021

VIA E-MAIL

Office of the Attorney General
Consumer Protection and Antitrust
Gateway Professional Center
1050 E Interstate Avenue, Suite 200
Bismarck, ND 58503-5574
E-mail: ndag@nd.gov

Re: Notice of Data Event

Dear Sir or Madam:

We represent Golden Entertainment located at 6595 S. Jones Blvd., Las Vegas, NV 89118, and are writing to notify your office of an incident that may affect the security of some personal information relating to nine hundred sixty-three (963) North Dakota residents. This notice will be supplemented with any new significant facts learned subsequent to its submission. By providing this notice, Golden Entertainment does not waive any rights or defenses regarding the applicability of North Dakota law, the applicability of the North Dakota data event notification statute, or personal jurisdiction.

Nature of the Data Event

In late January, Golden Entertainment discovered that certain portions of its network were infected with malware. Upon discovering this activity, Golden Entertainment promptly took steps to secure the network and, with the assistance of computer forensic specialists, conducted an investigation to determine the nature and scope of the event, including any risk to data. The investigation confirmed that an unauthorized actor gained access to a portion of the network and encrypted network files around January 24, 2021. The investigation also determined the unauthorized actor was able to acquire certain documents before the encryption occurred. Therefore, Golden Entertainment undertook a lengthy and time-intensive thorough review of the potentially impacted information in order to identify the information that was potentially impacted and to whom it related. This review was completed on or around August 25, 2021, at which time Golden Entertainment confirmed the individuals whose information was present.

Once the review was complete, Golden Entertainment then worked to reconcile the results of the review with its internal records in furtherance of identifying the individuals to whom the data related and their appropriate contact information, which it completed on September 17, 2021. Golden Entertainment worked

thereafter to provide notice to impacted individuals, including nine hundred sixty-three (963) North Dakota residents, as quickly as possible. While the acquired information varies by individual, it includes name, address, date of birth, and Social Security number.

Notice to North Dakota Residents

On or about September 24, 2021 Golden Entertainment began providing written notice of this incident to affected individuals, including nine hundred sixty-three (963) North Dakota residents. Written notice is being provided in substantially the same form as the letter attached here as *Exhibit A*.

Other Steps Taken and To Be Taken

Upon discovering the activity on its network, Golden Entertainment moved quickly to investigate and to respond to the incident, to assess the security of Golden Entertainment systems, and to notify potentially affected individuals. Golden Entertainment is also working to implement additional safeguards and training to its employees. As an added precaution, Golden Entertainment is providing access to credit monitoring services for twelve (12) months through Kroll at no cost to individuals whose personal information was potentially affected by this incident. Further, Golden Entertainment notified law enforcement regarding this event.

Additionally, the notice provided impacted individuals with guidance on how to protect against identity theft and fraud. Golden Entertainment is providing individuals with 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 encouragement to contact the Federal Trade Commission, their state Attorney General, and law enforcement to report attempted or actual identity theft and fraud.

Contact Information

Should you have any questions regarding this notification or other aspects of the data security event, please contact us at (267) 930-6836.

Very truly yours,



Carolyn Purwin Ryan of
MULLEN COUGHLIN LLC

EXHIBIT A



<<Date>> (Format: Month Day, Year)

<<first_name>> <<middle_name>> <<last_name>> <<suffix>>
<<address_1>>
<<address_2>>
<<city>>, <<state_province>> <<postal_code>>
<<country>>

Re: Notice of Data Incident

Dear <<first_name>> <<middle_name>> <<last_name>> <<suffix>>:

We are sending this letter to you as part of Golden Entertainment Inc.’s (“Golden”) commitment to privacy. Golden writes to notify you of a data security incident involving Golden. We have no evidence of actual or attempted misuse of your information as a result of this incident, this letter provides details about the incident, our response, and resources available to you to help protect your information should you feel it appropriate to do so.

In late January, Golden discovered that certain portions of its network were infected with malware. We promptly took steps to secure the network and, with the assistance of computer forensic specialists, conducted an investigation to determine the nature and scope of the event, including any risk to data. The investigation confirmed that an unauthorized actor gained access to a portion of the network and encrypted network files around January 24, 2021. The investigation also determined the unauthorized actor acquired certain documents before the encryption occurred. Given that network locations were accessed without authorization, we undertook a lengthy and time-intensive thorough review of the potentially impacted information in order to identify the information that was potentially impacted and to whom it related. We completed this review on or around August 25, 2021, at which time we confirmed the individuals whose information was present. We then worked to reconcile the results of the review with our internal records in furtherance of identifying the individuals to whom the data related and the appropriate contact information for those individuals in order to provide notification to potentially impacted individuals as quickly as possible.

Our investigation determined that the information related to you that may have been affected include your <<b2b_text_1(Name, Data Elements)>>. Please note, we do not have any evidence of misuse of any information impacted as a result of this incident.

We take this incident and the security of personal information in our care very seriously. Upon discovering the activity, we conducted a comprehensive investigation of the event to confirm its nature and scope. Further, we have security measures in place to protect the data on our systems and we continue to assess and update security measures and training to our employees to safeguard the privacy and security of information in our care. We also notified law enforcement of this event and will be notifying regulatory authorities, as required by law.

We are offering you access to 12 months of identity monitoring services through Kroll at no cost to you as an added precaution. If you wish to activate these services, you may follow the instructions included in the attached *Steps You Can Take to Help Protect Personal Information*. We encourage you to activate these services as we are unable to act on your behalf to do so.

We encourage you to remain vigilant against incidents of identity theft and fraud by reviewing your account statements and monitoring your free credit reports for suspicious activity and reporting any such activity to law enforcement. You can also activate the complimentary credit monitoring services that we are offering to you. Please also review the information contained in the enclosed *Steps You Can Take to Help Protect Personal Information*.

We understand that you may have questions about this incident that are not addressed in this letter. If so, please contact our toll-free dedicated assistance line at [1-800-855-8555](tel:1-800-855-8555) 8:00 am to 5:30 pm Central Time Monday through Friday (excluding some U.S. national holidays). You may also write to Golden Entertainment at 6595 S. Jones Blvd., Las Vegas, NV 89118.

Sincerely,

Golden Entertainment

STEPS YOU CAN TAKE TO HELP PROTECT PERSONAL INFORMATION

Activate Identity Monitoring

We have secured the services of Kroll to provide identity monitoring at no cost to you for one year. Kroll is a global leader in risk mitigation and response, and their team has extensive experience helping people who have sustained an unintentional exposure of confidential data. Your identity monitoring services include Credit Monitoring, Fraud Consultation, and Identity Theft Restoration.

Visit <https://enroll.krollmonitoring.com> to activate and take advantage of your identity monitoring services.

You have until **<<b2b_text_2(Enrollment Deadline)>>** to activate your identity monitoring services.

Membership Number: **<<Membership Number s_n>>**

Your Identity Monitoring Services Include:

Single Bureau Credit Monitoring

You will receive alerts when there are changes to your credit data – for instance, when a new line of credit is applied for in your name. If you do not recognize the activity, you'll have the option to call a Kroll fraud specialist, who can help you determine if it's an indicator of identity theft.

Fraud Consultation

You have unlimited access to consultation with a Kroll fraud specialist. Support includes showing you the most effective ways to protect your identity, explaining your rights and protections under the law, assistance with fraud alerts, and interpreting how personal information is accessed and used, including investigating suspicious activity that could be tied to an identity theft event.

Identity Theft Restoration

If you become a victim of identity theft, an experienced Kroll licensed investigator will work on your behalf to resolve related issues. You will have access to a dedicated investigator who understands your issues and can do most of the work for you. Your investigator can dig deep to uncover the scope of the identity theft, and then work to resolve it.

Kroll's activation website is only compatible with the current version or one version earlier of Chrome, Firefox, Safari and Edge.

To receive credit services, you must be over the age of 18 and have established credit in the U.S., have a Social Security number in your name, and have a U.S. residential address associated with your credit file.

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.

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
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. 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 District of Columbia residents, the District of Columbia Attorney General may be contacted at: 400 6th Street, NW, Washington, DC 20001; 202-727-3400; and oag@dc.gov. **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 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 bureaus 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 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. 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 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 Rhode Island residents**, the Rhode Island Attorney General may be reached at: 150 South Main Street, Providence, RI 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. There are [#] Rhode Island residents impacted by this incident.