



MULLEN  
COUGHLIN<sup>LLC</sup>  
ATTORNEYS AT LAW

M. Alexandra Belton  
Office: (267) 930-4773  
Fax: (267) 930-4771  
Email: abelton@mullen.law

426 W. Lancaster Avenue, Suite 200  
Devon, PA 19333

September 14, 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: Supplemental Notice of Data Event**

Dear Sir or Madam:

We continue to represent Nevada Restaurant Services Inc. ("NRS"), located at 3645 Losee Road, North Las Vegas, NV 89030, and write to supplement the notice provided to your Office on August 4, 2021, attached here as ***Exhibit A***. By providing this notice, NRS 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.

Per our prior notification to your Office, on July 1, 2021, NRS began providing notice to potentially affected individuals. Based on ongoing efforts to determine contact information, on August 4, 2021, NRS provided written notice to additional individuals. Based on ongoing efforts to determine contact information, on September 10, 2021, NRS provided written notice to an additional fifty-five (55) North Dakota residents. The information affected related to North Dakota residents includes Social Security number, driver's license or other state identification number, and date of birth. Written notice is being provided in substantially the same form as the letter attached to our prior submission to your office. NRS also issued notice of the incident to the media in all fifty (50) U.S. states and posted notice of this incident to the websites of its relevant business units.

Should you have any questions regarding this notification or other aspects of the data security event, please contact us at (267) 930-4773.

Very truly yours,

M. Alexandra Belton of  
MULLEN COUGHLIN LLC

MABB/shs

# EXHIBIT A



MULLEN  
COUGHLIN<sub>LLC</sub>  
ATTORNEYS AT LAW

M. Alexandra Belton  
Office: (267) 930-4773  
Fax: (267) 930-4771  
Email: [abelton@mullen.law](mailto:abelton@mullen.law)

426 W. Lancaster Avenue, Suite 200  
Devon, PA 19333

August 4, 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](mailto:ndag@nd.gov)

**Re: Supplemental Notice of Data Event**

Dear Sir or Madam:

We continue to represent Nevada Restaurant Services Inc. ("NRS"), located at 3645 Losee Road, North Las Vegas, NV 89030, and write to supplement the notice provided to your Office on July 1, 2021, attached here as ***Exhibit A***. By providing this notice, NRS 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.

Per our prior notification to your Office, on July 1, 2021, NRS began providing notice to potentially affected North Dakota residents. Based on ongoing efforts to determine contact information, on August 4, 2021, NRS will be providing written notice to an additional eight (8) North Dakota residents. Written notice is being provided in substantially the same form as the letter attached here as ***Exhibit B***. The information affected related to North Dakota residents includes name, date of birth, Social Security number, and driver's license number or other state identification number.

Should you have any questions regarding this notification or other aspects of the data security event, please contact us at (267) 930-4773.

Very truly yours,

M. Alexandra Belton of  
MULLEN COUGHLIN LLC

MABB/shs

# EXHIBIT A

To the August 4, 2021 submission



MULLEN  
COUGHLIN<sup>LLC</sup>  
ATTORNEYS AT LAW

M. Alexandra Belton  
Office: (267) 930-4773  
Fax: (267) 930-4771  
Email: [abelton@mullen.law](mailto:abelton@mullen.law)

426 W. Lancaster Avenue, Suite 200  
Devon, PA 19333

July 1, 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](mailto:ndag@nd.gov)

**Re: Notice of Data Event**

Dear Sir or Madam:

We represent Nevada Restaurant Services Inc. (“NRS”), located at 3645 Losee Road, North Las Vegas, NV 89030, and write to notify your Office of an incident that may affect the security of some personal information relating to approximately seven hundred forty-seven (747) North Dakota residents. This notice will be supplemented with any new significant facts learned subsequent to its submission. By providing this notice, NRS 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 January 2021, NRS identified the presence of malware on certain computer systems in its environment. NRS immediately commenced an investigation to determine the full nature and scope of the incident and secure its network. The investigation determined that, as part of a cyber-attack, an unauthorized person copied certain information from these systems on or before January 16, 2021. NRS, with the assistance of a third-party review team, then promptly commenced a comprehensive review of all of the affected data to determine what records were present and to whom that data relates. On June 1, 2021, NRS received the results of that review and has been working since then to identify contact information and provide notification to those individuals of this incident. To date, the information affected related to North Dakota residents includes name, date of birth, Social Security number, and driver’s license number or other state identification number.

**Notice to North Dakota Residents**

On July 1, 2021, NRS will begin providing written notice of this incident to affected individuals, which includes seven hundred forty-seven (747) 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 that it was the target of a cyber-attack, NRS moved quickly to secure its systems and worked with third party forensic specialists to determine the full nature and scope of the event, including what information was affected. NRS is now working to provide notice to impacted individuals and put in place resources to assist them in protecting their information. NRS has security measures in place to protect its systems and the information in its care and is implementing further technical safeguards.

Additionally, NRS is providing impacted individuals with guidance on how to protect against identity theft and fraud. NRS is also providing impacted individuals with complimentary access to twelve (12) months of credit monitoring, as well as 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. In addition to notifying individuals and your Office, NRS will be notifying the three major credit reporting agencies, Equifax, Experian, and TransUnion, as well as other relevant state regulators. NRS has notified the Federal Bureau of Investigation of this event.

### **Contact Information**

Should you have any questions regarding this notification or other aspects of the data security event, please contact us at (267) 930-4773.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Alex Belton', with a long horizontal flourish extending to the right.

M. Alexandra Belton of  
MULLEN COUGHLIN LLC

MABB/shs  
Enclosure

# **EXHIBIT A**

To the July 1, 2021 submission

## Nevada Restaurant Services, Inc.

PO Box 4129  
Everett WA 98204

ENDORSE



NAME

ADDRESS1

ADDRESS2

CSZ



SEQ  
CODE 2D  
Ver 2AD

BREAK

To Enroll, Please Call:

1-833-909-3914

Or Visit:

<https://response.idx.us/nrs>

Enrollment Code: <<XXXXXXXXXX>>

July 1, 2021

### Re: Notice of Data <<Variable Text 1>>

Dear <<FName>> <<MName>> <<LName>> <<Suffix>>:

Nevada Restaurant Services ("NRS") writes to make you aware of an incident that may affect the privacy of some of your information. We are providing you with an overview of the incident, our response, and steps you may take to better protect yourself, should you wish to do so.

**What Happened?** In January 2021, NRS identified the presence of malware on certain computer systems in our environment. We immediately commenced an investigation to determine the full nature and scope of the incident and to secure our network. Through this investigation, we determined that, in connection with the malware event, an unauthorized person accessed certain systems within our network. The investigation determined that the unauthorized person copied certain information from these systems on or before January 16, 2021.

**What Information Was Involved?** We conducted a thorough review of the affected data to determine what types of information was there and to whom it related. On June 1, 2021, our review determined that your information was affected by this incident. This information included your <<Variable Text 2>><<Variable Text 2B>>, and name.

**What We Are Doing.** We have security measures in place to protect the information in our care, and we have worked to add further technical safeguards to our environment. Following this incident, we took immediate steps to enhance the security of our environment. As an added precaution, we are also offering you complimentary access to <<Variable Text 3>> months of credit monitoring and identity theft restoration services, through IDX. We are not able to activate these services on your behalf, so you will need to enroll yourself if you wish to take advantage of these services. Please review the instructions contained in the attached *Steps You Can Take to Help Protect Your Information* for additional information on these services.

**What You Can Do.** 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 to detect errors. We also encourage you to enroll in the complimentary credit and identity monitoring services we are offering. Please also review the enclosed *Steps You Can Take To Help Protect Your Information* for instruction on how to enroll, as well as additional steps you may take to better protect against the possibility of identity theft and fraud, should you feel it is appropriate to do so.

**For More Information.** We understand that you may have questions about this incident that are not addressed in this letter. If you have additional questions, please call 1-833-909-3914 between the hours of 6:00 a.m. and 6:00 p.m., Pacific Time, Monday through Friday.

We sincerely regret any inconvenience or concern this incident may cause.

Sincerely,

*Nevada Restaurant Services, Inc.*

<b>Equifax</b>	<b>Experian</b>	<b>TransUnion</b>
<a href="https://www.equifax.com/personal/credit-report-services/">https://www.equifax.com/personal/credit-report-services/</a>	<a href="https://www.experian.com/help/">https://www.experian.com/help/</a>	<a href="https://www.transunion.com/credit-help">https://www.transunion.com/credit-help</a>
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](http://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](mailto: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](http://www.oag.state.md.us). NRS may be contacted by mail at P.O. Box 93835, Las Vegas, NV 89193.

*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](http://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](http://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 31 Rhode Island residents impacted by this incident.

*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](http://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/>.

# EXHIBIT B

To the August 4, 2021 Submission

## STEPS YOU CAN TAKE TO HELP PROTECT YOUR INFORMATION

### Enroll in Credit and Identity Monitoring

To enroll, please call 1-833-909-3914 or visit <https://response.idx.us/nrs> and follow the instruction provided. You will need your unique enrollment code to enroll and found above.

- **Activate the credit monitoring** provided as part of your IDX identity protection membership. The monitoring included in the membership must be activated to be effective. Note: You must have established credit and access to a computer and the internet to use this service. If you need assistance, IDX will be able to assist you. Please note the deadline to enroll is October 1, 2021.
- **Contact IDX at 1-833-909-3914 to gain additional information** about this event and speak with knowledgeable representatives about the appropriate steps to take to protect your credit identity.

If you discover any suspicious items 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 Care team who will help you determine the cause of the suspicious items. If you fall victim to identity theft, you will be assigned an ID Care Specialist who will work on your behalf to identify, stop and reverse the damage quickly.

### 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](http://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 fraud alert or credit freeze, please contact the three major credit reporting bureaus listed below:

## Nevada Restaurant Services, Inc.

PO Box 4129  
Everett WA 98204

ENDORSE



NAME  
ADDRESS1  
ADDRESS2  
CSZ  
COUNTRY

BREAK

To Enroll, Please Call:

1-833-909-3914

Or Visit:

<https://response.idx.us/nrs>

Enrollment Code: <<XXXXXXXXXX>>

August 4, 2021



SEQ  
CODE 2D  
Ver 2GE

### Re: Notice of Data [Variable Text 1]

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

Nevada Restaurant Services (“NRS”) writes to make you aware of an incident that may affect the privacy of some of your information. We are providing you with an overview of the incident, our response, and steps you may take to better protect yourself, should you wish to do so.

**What Happened?** In January 2021, NRS identified the presence of malware on certain computer systems in our environment. We immediately commenced an investigation to determine the full nature and scope of the incident and to secure our network. Through this investigation, we determined that, in connection with the malware event, an unauthorized person accessed certain systems within our network. The investigation determined that the unauthorized person copied certain information from these systems on or before January 16, 2021.

**What Information Was Involved?** We conducted a thorough review of the affected data to determine what types of information was there and to whom it related. On June 1, 2021, our review determined that your information was affected by this incident. Since that time, we have been working to identify contact information for affected individuals in furtherance of providing them with notice of the incident. Our investigation determined that the information included your [Variable Text 2], and name.

**What We Are Doing.** We have security measures in place to protect the information in our care, and we have worked to add further technical safeguards to our environment. Following this incident, we took immediate steps to enhance the security of our environment. As an added precaution, we are also offering you complimentary access to [Variable Text 3] months of credit monitoring and identity theft restoration services, through IDX. We are not able to activate these services on your behalf, so you will need to enroll yourself if you wish to take advantage of these services. Please review the instructions contained in the attached *Steps You Can Take to Help Protect Your Information* for additional information on these services.

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Sincerely,

*Nevada Restaurant Services, Inc.*

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- **Activate the credit monitoring** provided as part of your IDX identity protection membership. The monitoring included in the membership must be activated to be effective. Note: You must have established credit and access to a computer and the internet to use this service. If you need assistance, IDX will be able to assist you. Please note the deadline to enroll is October 1, 2021.
- **Contact IDX at 1-833-909-3914 to gain additional information** about this event and speak with knowledgeable representatives about the appropriate steps to take to protect your credit identity.

If you discover any suspicious items 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 Care team who will help you determine the cause of the suspicious items. If you fall victim to identity theft, you will be assigned an ID Care Specialist who will work on your behalf to identify, stop and reverse the damage quickly.

### 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](http://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 fraud alert or credit freeze, please contact the three major credit reporting bureaus listed below:

<b>Equifax</b>	<b>Experian</b>	<b>TransUnion</b>
<a href="https://www.equifax.com/personal/credit-report-services/">https://www.equifax.com/personal/credit-report-services/</a>	<a href="https://www.experian.com/help/">https://www.experian.com/help/</a>	<a href="https://www.transunion.com/credit-help">https://www.transunion.com/credit-help</a>
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](http://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](mailto: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](http://www.oag.state.md.us). NRS may be contacted by mail at P.O. Box 93835, Las Vegas, NV 89193.

*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](http://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](http://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 46 Rhode Island residents impacted by this incident.

*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](http://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/>.



MULLEN  
COUGHLIN<sub>LLC</sub>  
ATTORNEYS AT LAW

M. Alexandra Belton  
Office: (267) 930-4773  
Fax: (267) 930-4771  
Email: abelton@mullen.law

426 W. Lancaster Avenue, Suite 200  
Devon, PA 19333

August 4, 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: Supplemental Notice of Data Event**

Dear Sir or Madam:

We continue to represent Nevada Restaurant Services Inc. ("NRS"), located at 3645 Losee Road, North Las Vegas, NV 89030, and write to supplement the notice provided to your Office on July 1, 2021, attached here as ***Exhibit A***. By providing this notice, NRS 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.

Per our prior notification to your Office, on July 1, 2021, NRS began providing notice to potentially affected North Dakota residents. Based on ongoing efforts to determine contact information, on August 4, 2021, NRS will be providing written notice to an additional eight (8) North Dakota residents. Written notice is being provided in substantially the same form as the letter attached here as ***Exhibit B***. The information affected related to North Dakota residents includes name, date of birth, Social Security number, and driver's license number or other state identification number.

Should you have any questions regarding this notification or other aspects of the data security event, please contact us at (267) 930-4773.

Very truly yours,

M. Alexandra Belton of  
MULLEN COUGHLIN LLC

MABB/shs

# EXHIBIT A



MULLEN  
COUGHLIN<sub>LLC</sub>  
ATTORNEYS AT LAW

M. Alexandra Belton  
Office: (267) 930-4773  
Fax: (267) 930-4771  
Email: [abelton@mullen.law](mailto:abelton@mullen.law)

426 W. Lancaster Avenue, Suite 200  
Devon, PA 19333

July 1, 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](mailto:ndag@nd.gov)

**Re: Notice of Data Event**

Dear Sir or Madam:

We represent Nevada Restaurant Services Inc. ("NRS"), located at 3645 Losee Road, North Las Vegas, NV 89030, and write to notify your Office of an incident that may affect the security of some personal information relating to approximately seven hundred forty-seven (747) North Dakota residents. This notice will be supplemented with any new significant facts learned subsequent to its submission. By providing this notice, NRS 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 January 2021, NRS identified the presence of malware on certain computer systems in its environment. NRS immediately commenced an investigation to determine the full nature and scope of the incident and secure its network. The investigation determined that, as part of a cyber-attack, an unauthorized person copied certain information from these systems on or before January 16, 2021. NRS, with the assistance of a third-party review team, then promptly commenced a comprehensive review of all of the affected data to determine what records were present and to whom that data relates. On June 1, 2021, NRS received the results of that review and has been working since then to identify contact information and provide notification to those individuals of this incident. To date, the information affected related to North Dakota residents includes name, date of birth, Social Security number, and driver's license number or other state identification number.

**Notice to North Dakota Residents**

On July 1, 2021, NRS will begin providing written notice of this incident to affected individuals, which includes seven hundred forty-seven (747) North Dakota residents. Written notice is being provided in substantially the same form as the letter attached here as ***Exhibit A***.

[Mullen.law](http://Mullen.law)

### **Other Steps Taken and To Be Taken**

Upon discovering that it was the target of a cyber-attack, NRS moved quickly to secure its systems and worked with third party forensic specialists to determine the full nature and scope of the event, including what information was affected. NRS is now working to provide notice to impacted individuals and put in place resources to assist them in protecting their information. NRS has security measures in place to protect its systems and the information in its care and is implementing further technical safeguards.

Additionally, NRS is providing impacted individuals with guidance on how to protect against identity theft and fraud. NRS is also providing impacted individuals with complimentary access to twelve (12) months of credit monitoring, as well as 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. In addition to notifying individuals and your Office, NRS will be notifying the three major credit reporting agencies, Equifax, Experian, and TransUnion, as well as other relevant state regulators. NRS has notified the Federal Bureau of Investigation of this event.

### **Contact Information**

Should you have any questions regarding this notification or other aspects of the data security event, please contact us at (267) 930-4773.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Alex Belton', with a long horizontal line extending to the right.

M. Alexandra Belton of  
MULLEN COUGHLIN LLC

MABB/shs  
Enclosure

# **EXHIBIT A**

To the July 1, 2021 submission

## Nevada Restaurant Services, Inc.

PO Box 4129  
Everett WA 98204

ENDORSE



NAME

ADDRESS1

ADDRESS2

CSZ

SEQ  
CODE 2D  
Ver 2AD

BREAK

To Enroll, Please Call:

1-833-909-3914

Or Visit:

<https://response.idx.us/nrs>

Enrollment Code: <<XXXXXXXXXX>>

July 1, 2021

**Re: Notice of Data** <<Variable Text 1>>

Dear <<FName>> <<MName>> <<LName>> <<Suffix>>:

Nevada Restaurant Services ("NRS") writes to make you aware of an incident that may affect the privacy of some of your information. We are providing you with an overview of the incident, our response, and steps you may take to better protect yourself, should you wish to do so.

**What Happened?** In January 2021, NRS identified the presence of malware on certain computer systems in our environment. We immediately commenced an investigation to determine the full nature and scope of the incident and to secure our network. Through this investigation, we determined that, in connection with the malware event, an unauthorized person accessed certain systems within our network. The investigation determined that the unauthorized person copied certain information from these systems on or before January 16, 2021.

**What Information Was Involved?** We conducted a thorough review of the affected data to determine what types of information was there and to whom it related. On June 1, 2021, our review determined that your information was affected by this incident. This information included your <<Variable Text 2>><<Variable Text 2B>>, and name.

**What We Are Doing.** We have security measures in place to protect the information in our care, and we have worked to add further technical safeguards to our environment. Following this incident, we took immediate steps to enhance the security of our environment. As an added precaution, we are also offering you complimentary access to <<Variable Text 3>> months of credit monitoring and identity theft restoration services, through IDX. We are not able to activate these services on your behalf, so you will need to enroll yourself if you wish to take advantage of these services. Please review the instructions contained in the attached *Steps You Can Take to Help Protect Your Information* for additional information on these services.

**What You Can Do.** 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 to detect errors. We also encourage you to enroll in the complimentary credit and identity monitoring services we are offering. Please also review the enclosed *Steps You Can Take To Help Protect Your Information* for instruction on how to enroll, as well as additional steps you may take to better protect against the possibility of identity theft and fraud, should you feel it is appropriate to do so.

**For More Information.** We understand that you may have questions about this incident that are not addressed in this letter. If you have additional questions, please call 1-833-909-3914 between the hours of 6:00 a.m. and 6:00 p.m., Pacific Time, Monday through Friday.

We sincerely regret any inconvenience or concern this incident may cause.

Sincerely,

*Nevada Restaurant Services, Inc.*

## STEPS YOU CAN TAKE TO HELP PROTECT YOUR INFORMATION

### Enroll in Credit and Identity Monitoring

To enroll, please call 1-833-909-3914 or visit <https://response.idx.us/nrs> and follow the instruction provided. You will need your unique enrollment code to enroll and found above.

- **Activate the credit monitoring** provided as part of your IDX identity protection membership. The monitoring included in the membership must be activated to be effective. Note: You must have established credit and access to a computer and the internet to use this service. If you need assistance, IDX will be able to assist you. Please note the deadline to enroll is October 1, 2021.
- **Contact IDX at 1-833-909-3914 to gain additional information** about this event and speak with knowledgeable representatives about the appropriate steps to take to protect your credit identity.

If you discover any suspicious items 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 Care team who will help you determine the cause of the suspicious items. If you fall victim to identity theft, you will be assigned an ID Care Specialist who will work on your behalf to identify, stop and reverse the damage quickly.

### 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](http://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 fraud alert or credit freeze, please contact the three major credit reporting bureaus listed below:

<b>Equifax</b>	<b>Experian</b>	<b>TransUnion</b>
<a href="https://www.equifax.com/personal/credit-report-services/">https://www.equifax.com/personal/credit-report-services/</a>	<a href="https://www.experian.com/help/">https://www.experian.com/help/</a>	<a href="https://www.transunion.com/credit-help">https://www.transunion.com/credit-help</a>
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](http://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](mailto: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](http://www.oag.state.md.us). NRS may be contacted by mail at P.O. Box 93835, Las Vegas, NV 89193.

*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](http://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](http://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 31 Rhode Island residents impacted by this incident.

*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](http://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/>.

# EXHIBIT B

## Nevada Restaurant Services, Inc.

PO Box 4129  
Everett WA 98204

ENDORSE



NAME

ADDRESS1

ADDRESS2

CSZ

COUNTRY

BREAK

To Enroll, Please Call:

1-833-909-3914

Or Visit:

<https://response.idx.us/nrs>

Enrollment Code: <<XXXXXXXXXX>>

August 4, 2021



Re: Notice of Data [Variable Text 1]

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

Nevada Restaurant Services ("NRS") writes to make you aware of an incident that may affect the privacy of some of your information. We are providing you with an overview of the incident, our response, and steps you may take to better protect yourself, should you wish to do so.

**What Happened?** In January 2021, NRS identified the presence of malware on certain computer systems in our environment. We immediately commenced an investigation to determine the full nature and scope of the incident and to secure our network. Through this investigation, we determined that, in connection with the malware event, an unauthorized person accessed certain systems within our network. The investigation determined that the unauthorized person copied certain information from these systems on or before January 16, 2021.

**What Information Was Involved?** We conducted a thorough review of the affected data to determine what types of information was there and to whom it related. On June 1, 2021, our review determined that your information was affected by this incident. Since that time, we have been working to identify contact information for affected individuals in furtherance of providing them with notice of the incident. Our investigation determined that the information included your [Variable Text 2], and name.

**What We Are Doing.** We have security measures in place to protect the information in our care, and we have worked to add further technical safeguards to our environment. Following this incident, we took immediate steps to enhance the security of our environment. As an added precaution, we are also offering you complimentary access to [Variable Text 3] months of credit monitoring and identity theft restoration services, through IDX. We are not able to activate these services on your behalf, so you will need to enroll yourself if you wish to take advantage of these services. Please review the instructions contained in the attached *Steps You Can Take to Help Protect Your Information* for additional information on these services.

**What You Can Do.** 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 to detect errors. We also encourage you to enroll in the complimentary credit and identity monitoring services we are offering. Please also review the enclosed *Steps You Can Take To Help Protect Your Information* for instruction on how to enroll, as well as additional steps you may take to better protect against the possibility of identity theft and fraud, should you feel it is appropriate to do so.

**For More Information.** We understand that you may have questions about this incident that are not addressed in this letter. If you have additional questions, please call 1-833-909-3914 between the hours of 6:00 a.m. and 6:00 p.m., Pacific Time, Monday through Friday.

We sincerely regret any inconvenience or concern this incident may cause.

Sincerely,

*Nevada Restaurant Services, Inc.*

## STEPS YOU CAN TAKE TO HELP PROTECT YOUR INFORMATION

### Enroll in Credit and Identity Monitoring

To enroll, please call 1-833-909-3914 or visit <https://response.idx.us/nrs> and follow the instruction provided. You will need your unique enrollment code to enroll and found above.

- **Activate the credit monitoring** provided as part of your IDX identity protection membership. The monitoring included in the membership must be activated to be effective. Note: You must have established credit and access to a computer and the internet to use this service. If you need assistance, IDX will be able to assist you. Please note the deadline to enroll is October 1, 2021.
- **Contact IDX at 1-833-909-3914 to gain additional information** about this event and speak with knowledgeable representatives about the appropriate steps to take to protect your credit identity.

If you discover any suspicious items 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 Care team who will help you determine the cause of the suspicious items. If you fall victim to identity theft, you will be assigned an ID Care Specialist who will work on your behalf to identify, stop and reverse the damage quickly.

### 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](http://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.

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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 fraud alert or credit freeze, please contact the three major credit reporting bureaus listed below:

<b>Equifax</b>	<b>Experian</b>	<b>TransUnion</b>
<a href="https://www.equifax.com/personal/credit-report-services/">https://www.equifax.com/personal/credit-report-services/</a>	<a href="https://www.experian.com/help/">https://www.experian.com/help/</a>	<a href="https://www.transunion.com/credit-help">https://www.transunion.com/credit-help</a>
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](http://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](mailto: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](http://www.oag.state.md.us). NRS may be contacted by mail at P.O. Box 93835, Las Vegas, NV 89193.

*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](http://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](http://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 46 Rhode Island residents impacted by this incident.

*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](http://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/>.



MULLEN  
COUGHLIN<sub>LLC</sub>  
ATTORNEYS AT LAW

M. Alexandra Belton  
Office: (267) 930-4773  
Fax: (267) 930-4771  
Email: [abelton@mullen.law](mailto:abelton@mullen.law)

426 W. Lancaster Avenue, Suite 200  
Devon, PA 19333

July 1, 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](mailto:ndag@nd.gov)

**Re: Notice of Data Event**

Dear Sir or Madam:

We represent Nevada Restaurant Services Inc. ("NRS"), located at 3645 Losee Road, North Las Vegas, NV 89030, and write to notify your Office of an incident that may affect the security of some personal information relating to approximately seven hundred forty-seven (747) North Dakota residents. This notice will be supplemented with any new significant facts learned subsequent to its submission. By providing this notice, NRS 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 January 2021, NRS identified the presence of malware on certain computer systems in its environment. NRS immediately commenced an investigation to determine the full nature and scope of the incident and secure its network. The investigation determined that, as part of a cyber-attack, an unauthorized person copied certain information from these systems on or before January 16, 2021. NRS, with the assistance of a third-party review team, then promptly commenced a comprehensive review of all of the affected data to determine what records were present and to whom that data relates. On June 1, 2021, NRS received the results of that review and has been working since then to identify contact information and provide notification to those individuals of this incident. To date, the information affected related to North Dakota residents includes name, date of birth, Social Security number, and driver's license number or other state identification number.

**Notice to North Dakota Residents**

On July 1, 2021, NRS will begin providing written notice of this incident to affected individuals, which includes seven hundred forty-seven (747) North Dakota residents. Written notice is being provided in substantially the same form as the letter attached here as ***Exhibit A***.

**Mullen.law**

### **Other Steps Taken and To Be Taken**

Upon discovering that it was the target of a cyber-attack, NRS moved quickly to secure its systems and worked with third party forensic specialists to determine the full nature and scope of the event, including what information was affected. NRS is now working to provide notice to impacted individuals and put in place resources to assist them in protecting their information. NRS has security measures in place to protect its systems and the information in its care and is implementing further technical safeguards.

Additionally, NRS is providing impacted individuals with guidance on how to protect against identity theft and fraud. NRS is also providing impacted individuals with complimentary access to twelve (12) months of credit monitoring, as well as 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. In addition to notifying individuals and your Office, NRS will be notifying the three major credit reporting agencies, Equifax, Experian, and TransUnion, as well as other relevant state regulators. NRS has notified the Federal Bureau of Investigation of this event.

### **Contact Information**

Should you have any questions regarding this notification or other aspects of the data security event, please contact us at (267) 930-4773.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Alex Belton', followed by a horizontal line.

M. Alexandra Belton of  
MULLEN COUGHLIN LLC

MABB/shs  
Enclosure

# **EXHIBIT A**

## Nevada Restaurant Services, Inc.

PO Box 4129  
Everett WA 98204

ENDORSE



NAME

ADDRESS1

ADDRESS2

CSZ



BREAK

To Enroll, Please Call:

1-833-909-3914

Or Visit:

<https://response.idx.us/nrs>

Enrollment Code: <<XXXXXXXXXX>>

July 1, 2021

Re: Notice of Data <<Variable Text 1>>

Dear <<FName>> <<MName>> <<LName>> <<Suffix>>:

Nevada Restaurant Services ("NRS") writes to make you aware of an incident that may affect the privacy of some of your information. We are providing you with an overview of the incident, our response, and steps you may take to better protect yourself, should you wish to do so.

**What Happened?** In January 2021, NRS identified the presence of malware on certain computer systems in our environment. We immediately commenced an investigation to determine the full nature and scope of the incident and to secure our network. Through this investigation, we determined that, in connection with the malware event, an unauthorized person accessed certain systems within our network. The investigation determined that the unauthorized person copied certain information from these systems on or before January 16, 2021.

**What Information Was Involved?** We conducted a thorough review of the affected data to determine what types of information was there and to whom it related. On June 1, 2021, our review determined that your information was affected by this incident. This information included your <<Variable Text 2>><<Variable Text 2B>>, and name.

**What We Are Doing.** We have security measures in place to protect the information in our care, and we have worked to add further technical safeguards to our environment. Following this incident, we took immediate steps to enhance the security of our environment. As an added precaution, we are also offering you complimentary access to <<Variable Text 3>> months of credit monitoring and identity theft restoration services, through IDX. We are not able to activate these services on your behalf, so you will need to enroll yourself if you wish to take advantage of these services. Please review the instructions contained in the attached *Steps You Can Take to Help Protect Your Information* for additional information on these services.

**What You Can Do.** 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 to detect errors. We also encourage you to enroll in the complimentary credit and identity monitoring services we are offering. Please also review the enclosed *Steps You Can Take To Help Protect Your Information* for instruction on how to enroll, as well as additional steps you may take to better protect against the possibility of identity theft and fraud, should you feel it is appropriate to do so.

**For More Information.** We understand that you may have questions about this incident that are not addressed in this letter. If you have additional questions, please call 1-833-909-3914 between the hours of 6:00 a.m. and 6:00 p.m., Pacific Time, Monday through Friday.

We sincerely regret any inconvenience or concern this incident may cause.

Sincerely,

*Nevada Restaurant Services, Inc.*

## STEPS YOU CAN TAKE TO HELP PROTECT YOUR INFORMATION

### Enroll in Credit and Identity Monitoring

To enroll, please call 1-833-909-3914 or visit <https://response.idx.us/nrs> and follow the instruction provided. You will need your unique enrollment code to enroll and found above.

- **Activate the credit monitoring** provided as part of your IDX identity protection membership. The monitoring included in the membership must be activated to be effective. Note: You must have established credit and access to a computer and the internet to use this service. If you need assistance, IDX will be able to assist you. Please note the deadline to enroll is October 1, 2021.
- **Contact IDX at 1-833-909-3914 to gain additional information** about this event and speak with knowledgeable representatives about the appropriate steps to take to protect your credit identity.

If you discover any suspicious items 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 Care team who will help you determine the cause of the suspicious items. If you fall victim to identity theft, you will be assigned an ID Care Specialist who will work on your behalf to identify, stop and reverse the damage quickly.

### 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](http://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 fraud alert or credit freeze, please contact the three major credit reporting bureaus listed below:

<b>Equifax</b>	<b>Experian</b>	<b>TransUnion</b>
<a href="https://www.equifax.com/personal/credit-report-services/">https://www.equifax.com/personal/credit-report-services/</a>	<a href="https://www.experian.com/help/">https://www.experian.com/help/</a>	<a href="https://www.transunion.com/credit-help">https://www.transunion.com/credit-help</a>
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](http://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](mailto: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](http://www.oag.state.md.us). NRS may be contacted by mail at P.O. Box 93835, Las Vegas, NV 89193.

*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](http://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](http://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 31 Rhode Island residents impacted by this incident.

*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](http://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/>.