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CONSUMER PROTECTION DIVISION

December 31, 2022

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Via First Class Mail

Attorney General Lawrence Wasden
Office of the Attorney General
Attn: Security Breach Notification
700 West Jefferson Street, Suite 210
P.O. Box 83720
Boise, Idaho 83720-0010

Re: Our Client : Wings Etc.
Matter : Data Security Incident
Wilson Elser File # : 16516.01966

Dear Attorney General Wasden:

We represent Wings Etc. (hereinafter "Wings") located in Fort Wayne, Indiana with respect to a data security incident described in more detail below. Wings takes the security and privacy of the information in its control seriously, and has taken steps to prevent a similar incident from occurring in the future.

This letter will serve to inform you of the nature of the security incident, the number of Idaho residents being notified, what information has been compromised, and the steps that the Wings is taking to restore the integrity of the system. We have also enclosed hereto a sample of the notification made to the potentially impacted individuals, which includes an offer of free credit monitoring.

1. Nature of the Security Incident

On September 20, 2022, Wings detected it was the target of a cybersecurity incident when an unauthorized third party infiltrated our online ordering system. Upon detecting this incident, Wings moved quickly to initiate a response, which included engaging a team of external forensic and cybersecurity experts to analyze the environment and conducting a comprehensive investigation into the sensitivity of data accessed.

This incident may have resulted in the exposure of personal information that was located on our systems, including: full name, credit card number; expiration date, security code; zip code. Please

note that Wings does not store any of this information, and we have secured and remediated the online ordering portal.

Wings has not received any reports of related identity theft or fraudulent credit card transactions since the date of the incident.

## 2. Number of Idaho Residents Affected

A total of two (2) residents of Idaho were potentially affected by this security incident. Notification letters to these individuals were emailed on October 28, 2022. A sample copy of the notification letter is included with this letter.

As a note, we had only email addresses and some billing information for impacted individuals. We did not have physical addresses for them. Therefore, it took some time to identify regulators to notify, and we are not positive the indicated individuals are residents of your state.

## 3. Steps Taken

Upon learning of this incident, Wings moved quickly to institute a response plan, which included conducting an investigation with the assistance of third-party forensic specialists and engaging in steps to confirm the security of any relevant systems. Law enforcement and major credit card companies were also notified. Wings has enhanced technical safeguards in place to help ensure this type of incident does not occur again.

## 4. Contact Information

Wings remains dedicated to protecting the sensitive information in its control. If you have any questions or need additional information, please do not hesitate to contact me at Rachel.Pitts@WilsonElser.com or 205.709.8991.

Very truly yours,

Wilson Elser Moskowitz Edelman & Dicker LLP



Rachel Cobble Pitts, Esq.

Copy: Robert Walker, Esq. (Wilson Elser LLP)

Enclosure: *Sample Notification Letter*

October 28, 2022

## Notice of Data Security Incident

Dear <<ClientFirstName>> <<ClientLastName>>,

Wings Etc., Inc. (“Wings Etc.”) is a food retailer across the United States. You are receiving this letter because you recently placed an online order with us. As a result of this incident, we have partnered with IDX to provide you this notification.

We are writing in order to inform you of an incident that may have exposed your personal information. We take the privacy of your personal information seriously and want to provide you with information and resources you can use to protect your information.

### What Happened and What Information Was Involved:

On September 20, 2022, Wings Etc. detected and stopped a network security incident. An unauthorized third-party infiltrated our online ordering system. We immediately shut off access to the website, issued a global password reset, cleared existing tokens, and engaged specialized third-party forensic and technical resources to respond to the incident.

Our investigation has determined the unauthorized third party may have accessed certain individual personal information during this incident. Although we have no evidence that your information was specifically misused, it is possible that your following personal information was exposed to an unauthorized party: full name; credit card number, expiration date, security code, address, and zip code.

Please note that Wings, Etc. does not store any of this information, and we have secured and remediated the online ordering portal. Wings, Etc. has not received any reports of related identity theft or fraudulent credit card transactions since the date of the incident.

### What We Are Doing:

Data security is one of our highest priorities. Upon detecting this incident, we moved quickly to initiate a response, which included engaging a team of cybersecurity and forensic experts to confirm the security of our online ordering portal. We also notified law enforcement and the major credit card companies. Additionally, we are enhancing our technical safeguards in place to help ensure this type of incident does not occur again.

We are also offering free credit monitoring and identity theft protection services through IDX, a leading identity protection technology company. IDX services include: 12 months of credit and CyberScan monitoring, a one-million-dollar reimbursement insurance policy, and fully managed identity theft recovery services. With this protection, IDX will help you resolve issues if your identity is compromised.

### What You Can Do:

Please review the enclosed “Additional Resources” section included with this letter. This section describes additional steps you can take to help protect yourself, including recommendations by the Federal Trade Commission regarding identity theft protection and details on how to place a fraud alert or a security freeze on your credit file.

We encourage you to contact IDX with any questions and to enroll in free identity protection services by calling 1-833-814-1707 or going to <https://response.idx.us/wingsetc> and using the Enrollment Code provided below. IDX representatives are available Monday through Friday from 9:00 a.m. to 9:00 p.m. Eastern Time. Please note the deadline to enroll is January 28, 2023.

Enrollment Code: <<XXXXXXXXXX>>

### For More Information:

We recognize that you may have questions not addressed in this letter. If you have questions, please call 1-833-814-1707, Monday through Friday from 9:00 a.m. to 9:00 p.m. Eastern Time. Please have your enrollment number ready.

Protecting your information is important to us. We hope the services we are offering to you demonstrate our continued commitment to your security and satisfaction. Wings, Etc. values the security of your personal data, and we apologize for any inconvenience that this incident has caused.

Sincerely,  
Wings, Etc.

## ADDITIONAL RESOURCES

### Contact information for the three nationwide credit reporting agencies:

**Equifax**, PO Box 740241, Atlanta, GA 30374, [www.equifax.com](http://www.equifax.com), 1-800-685-1111

**Experian**, PO Box 2104, Allen, TX 75013, [www.experian.com](http://www.experian.com), 1-888-397-3742

**TransUnion**, PO Box 2000, Chester, PA 19016, [www.transunion.com](http://www.transunion.com), 1-800-888-4213

**Free Credit Report.** It is recommended that you remain vigilant by reviewing account statements and monitoring your credit report for unauthorized activity, especially activity that may indicate fraud and identity theft. You may obtain a copy of your credit report, free of charge, once every 12 months from each of the three nationwide credit reporting agencies.

To order your annual free credit report please visit [www.annualcreditreport.com](http://www.annualcreditreport.com) or call toll free at **1-877-322-8228**.

You can also order your annual free credit report by mailing a completed Annual Credit Report Request Form (available from the U.S. Federal Trade Commission's ("FTC") website at [www.consumer.ftc.gov](http://www.consumer.ftc.gov)) to:

Annual Credit Report Request Service, P.O. Box 105281, Atlanta, GA 30348-5281.

**For Colorado, Georgia, Maine, Maryland, Massachusetts, New Jersey, Puerto Rico, and Vermont residents:** You may obtain one or more (depending on the state) additional copies of your credit report, free of charge. You must contact each of the credit reporting agencies directly to obtain such additional report(s).

**Fraud Alerts.** There are two types of fraud alerts you can place on your credit report to put your creditors on notice that you may be a victim of fraud—an initial alert and an extended alert. You may ask that an initial fraud alert be placed on your credit report if you suspect you have been, or are about to be, a victim of identity theft. An initial fraud alert stays on your credit report for at least one year. You may have an extended alert placed on your credit report if you have already been a victim of identity theft and you have the appropriate documentary proof. An extended fraud alert stays on your credit report for seven years. You can place a fraud alert on your credit report by contacting any of the three national credit reporting agencies.

**Security Freeze.** You have the ability to place a security freeze, also known as a credit freeze, on your credit report free of charge.

A security freeze is intended to prevent credit, loans and services from being approved in your name without your consent. To place a security freeze on your credit report, you may use an online process, an automated telephone line, or submit a written request to any of the three credit reporting agencies listed above. The following information must be included when requesting a security freeze (note that, if you are requesting a credit report for your spouse, this information must be provided for him/her as well): (1) full name, with middle initial and any suffixes; (2) Social Security number; (3) date of birth; (4) current address and any previous addresses for the past 5 years; and (5) any applicable incident report or complaint with a law enforcement agency or the Registry of Motor Vehicles. The request must also include a copy of a government-issued identification card and a copy of a recent utility bill or bank or insurance statement. It is essential that each copy be legible, and display your name, current mailing address, and the date of issue.

**Federal Trade Commission and State Attorneys General Offices.** If you believe you are the victim of identity theft or have reason to believe your personal information has been misused, you should immediately contact the Federal Trade Commission and/or the Attorney General's office in your home state. You may also contact these agencies for information on how to prevent or minimize the risks of identity theft.

You may contact the Federal Trade Commission, Consumer Response Center, 600 Pennsylvania Avenue, NW, Washington, DC 20580, [www.ftc.gov/bcp/edu/microsites/idtheft/](http://www.ftc.gov/bcp/edu/microsites/idtheft/), 1-877-IDTHEFT (438-4338).

**For Maryland residents:** You may contact the Maryland Office of the Attorney General, Consumer Protection Division, 200 St. Paul Place, Baltimore, MD 21202, [www.oag.state.md.us](http://www.oag.state.md.us), 1-888-743-0023.

**For North Carolina residents:** You may contact the North Carolina Office of the Attorney General, Consumer Protection Division, 9001 Mail Service Center, Raleigh, NC 27699-9001, [www.ncdoj.gov](http://www.ncdoj.gov), 1-877-566-7226.

**For New York residents:** The Attorney General may be contacted at: Office of the Attorney General, The Capitol, Albany, NY 12224-0341; 1-800-771-7755; <https://ag.ny.gov/>.

**For Connecticut residents:** You may contact the Connecticut Office of the Attorney General, 165 Capitol Avenue, Hartford, CT 06106, 1-860-808-5318, [www.ct.gov/ag](http://www.ct.gov/ag).

**For Massachusetts residents:** You may contact the Office of the Massachusetts Attorney General, 1 Ashburton Place, Boston, MA 02108, 1-617-727-8400, [www.mass.gov/ago/contact-us.html](http://www.mass.gov/ago/contact-us.html)

**Reporting of identity theft and obtaining a police report.**

**For Iowa residents:** You are advised to report any suspected identity theft to law enforcement or to the Iowa Attorney General.

**For Massachusetts residents:** You have the right to obtain a police report if you are a victim of identity theft.

**For Oregon residents:** You are advised to report any suspected identity theft to law enforcement, the Federal Trade Commission, and the Oregon Attorney General.