

# FOLEY

FOLEY & LARDNER LLP

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**ATTORNEYS AT LAW**

777 EAST WISCONSIN AVENUE  
MILWAUKEE, WI 53202-5306  
414.271.2400 TEL  
414.297.4900 FAX  
www.foley.com

WRITER'S DIRECT LINE  
414.297.5514  
mfoley@foley.com EMAIL

CLIENT/MATTER NUMBER  
059618-0106

VIA USPS

New York State Consumer Protection Board  
5 Empire State Plaza, Suite 2101  
Albany, New York 12223

To Whom It May Concern:

Re: Potential Loss of Unencrypted Personal Data Affecting New York Residents

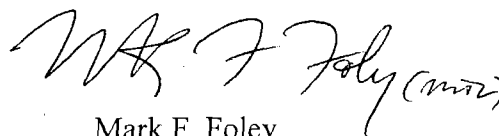
Pursuant to McKinney's Consolidated Laws of New York Ann. Chapter 20 § 899-aa 2, we are hereby notifying you that private information pertaining to one or more New York residents was, or is reasonably believed to have been, acquired by a person without valid authorization.

Unencrypted information about certain past and present employees and independent contractors employed by our client, Catalina Marketing (not customers or clients of the company), including the name, address, and social security number and other personally identifiable information for approximately 45 New York residents, was stored on a computer disk removed from the company's premises by an employee intending to work at home. The computer disk was stolen from the employee's car along with the employee's personal credit cards, identification, and other items on June 27, 2006. The incident occurred outside the State of New York. The incident was reported immediately to local police authorities, who are investigating.

The disk and data file were not labeled in any way indicating the nature of the data they contain. The file was password protected. We have received no reports indicating that information from the disk has been or may have been accessed or used by anyone. Nevertheless, we are sending written notification to the individuals whose data are involved. These notices will be sent by July 24, 2006.

If you require any additional information, please address your inquiries to the undersigned.

Very truly yours,



Mark F. Foley

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