



Office of General Counsel

**FAX COVER SHEET**

**May 11, 2006**

**TO: CPB: Security Breach Notification**

**AT:**

**PHONE #:**

**FAX #: (518) 474-2474**

**FROM: Andrew Kandel**

**AT: Merrill Lynch  
REGULATORY LAW – Office of General Counsel**

**PHONE# (212) 670-0302**

**FAX# (212) 670-4507**

**Number of pages including this one: 4**

**Message:**

**SPECIAL INSTRUCTIONS: This Facsimile contains privileged and confidential information intended only for the use of the individual or entity named above. If the reader of the Facsimile is not the intended recipient or the employee or agent responsible for delivering it to the intended recipient, you are hereby notified that any dissemination or copying of this Facsimile is strictly prohibited. If you have received this Facsimile in error, please immediately notify us by telephone and return the original Facsimile to us at the above address via the United States Postal Service. Thank you.**

---

We also suggest that you consider notifying the credit bureaus to request that they flag your report/file with a fraud alert, and to obtain information on requesting your free credit reports. The three major credit bureaus are: TransUnion, 1-800-680-7289; Equifax, 1-800-525-6285; and Experian, 1-888-397-3742.

As always, we recommend that you monitor your Merrill Lynch account(s) and any additional accounts that you may have with other financial institutions to prevent or detect the occurrence of any unauthorized/fraudulent activity.

Finally, as previously stated, we have no evidence that your information has been misused. Based on the limited nature of the information involved and the procedures we have instituted to protect your accounts, we feel that any risk to you has been substantially reduced. However, if you continue to be concerned, we encourage you to contact (1-877) 275-7781 to discuss this matter in further detail and to obtain within the next 60 days, at no cost to you, enrollment in a credit monitoring service.

---

**Additional Information** For more information about privacy and identity theft, please visit: [www.ml.com/identity\\_theft\\_protection](http://www.ml.com/identity_theft_protection) or [www.ml.com/?id=7695\\_17469\\_17870](http://www.ml.com/?id=7695_17469_17870).  
Additionally, you may also find pertinent information at: [www.ftc.gov/idtheft](http://www.ftc.gov/idtheft).

---

Once again, we sincerely apologize for any inconvenience this incident may have caused. If you have any questions, please contact your Merrill Lynch Financial Advisor or the Merrill Lynch Call Center at (1-877) 275-7781. Hearing-impaired clients please call (1-866) 657-3323 (TTY).



Merrill Lynch Global Private Client  
P.O. Box 2026  
Lakewood, NJ 08701-9997

<Client Name>  
<Client Address>  
<City, State Zip>

## Important Notice

May 4, 2006

From Colbert G. Narcisse, Chief Operating Officer, Merrill Lynch Global Private Client

Re: Account Ending in xxxxx      Brokerage Account  
Account Ending in xxxxx      Loan Management Account  
Account Ending in xxxxx      Mortgage Loan Account

The protection and security of our clients' personal and financial information is a cornerstone of our business. Unfortunately, we regret to inform you of a security incident that recently occurred. Although we have no evidence that your information has been misused, we are taking the precaution of notifying you so that you can, if you deem appropriate, take additional steps to protect yourself and your information. Please be assured that you will not be responsible for any monetary loss from any unauthorized activity in your Merrill Lynch account(s) by a third party arising from this incident.

**Incident**      On April 18, 2006 a Merrill Lynch employee was the victim of a burglary that resulted in the theft of a laptop computer. The theft was reported to law enforcement authorities.

The computer contained limited personal information of some current and former Merrill Lynch clients and prospects. The information involved included: name, address, account/loan number(s), account/loan balance(s) and Financial Advisor name.

**No client Social Security numbers, passwords/PINs, or other personal information was contained on this laptop.**

**Security Precautions**      We have instituted heightened security measures on all accounts/loans associated with this incident. We have no evidence that any information contained on the computer has been improperly used. However, as an additional precautionary measure, you may consider taking the following steps to further increase the level of security associated with your account(s) and your personal information.

For all clients, we recommend that a secondary layer of personal security for your Merrill Lynch brokerage-related account(s) be established via a **Telephonic Security Code (TSC)**. The TSC is an additional password/PIN that is a personally selected series of numbers/letters that will be required in order to obtain information or transact through the Merrill Lynch Call Center. Please contact the Merrill Lynch Call Center (1-877) 275-7781 directly for further information and instruction.

**Reporting Form**  
**For Business, Individual or NY State Entity reporting a**  
**"Breach of the Security of the System"**  
**Pursuant to the Information Security Breach**  
**And Notification Act (General Business Law §889-aa:**  
**State Technology Law §208)**

Name of Business, Individual or State Entity: Merrill Lynch

Date of Discovery of Breach: April 18, 2006

Estimated Number of Affected Individuals: Approximately 10,500  
New York State residents

Date of Notification to Affected Individuals: May 4, 2006.

Manner of Notification:  written notice  
 electronic notice (email)  
 telephone notice

Are your requesting substitute notice?  Yes  No (If yes,  
attach justification)

Content of Notification to Affected Individuals: Describe what happened in general terms and what kind of information was involved. Please attach copy of Notice.

An employee had a laptop containing certain client information stolen from the trunk of their locked car. See attached Notification Letter for details.

Name of Business or Individual Contact Person: Andrew Kandel  
Title: Office of General Counsel, First Vice  
President, State Regulatory Affairs

Telephone number: 212-670-0302  
E-mail: andrew\_kandel@ml.com

Dated: May 4, 2006  
Submitted by: Andrew Kandel  
Title: Office of General Counsel, First Vice  
President, State Regulatory Affairs

Address: 222 Broadway, 16th Floor, NY, NY 10038  
Email: andrew\_kandel@ml.com  
Telephone: 212-670-0302  
Fax: 212-670-0847