

North Carolina Security Breach Reporting Form
Pursuant to the Identity Theft Protection Act of 2005

Name of Business Owning or Licensing Information Affected by the

Breach: Davita Inc.
Address: 601 Hawaii St.
21 Segundo CA 90245
Telephone: 310-536-2401
Fax: 310-536-2675
Email: Ann.Desruisseaux@Davita.com

PLEASE SUBMIT FORM TO:

Consumer Protection Division
NC Attorney General's Office
9001 Mail Service Center
Raleigh, NC 27699-9001
Telephone: (919) 716-6000
Toll Free in NC: (877) 566-7226
FAX: (919) 716-6050

Date Security Breach Reporting Form submitted: MARCH 27, 2008; notified by way of letter 3/3/08

Date the Security Breach was discovered: DNOR about Feb 4, 2008

Estimated number of affected individuals: ~ 8,800

Estimated number of NC residents affected: ~ 260

Name of business maintaining or possessing information that was the subject of the Security Breach, if the business that experienced the Security Breach is not the same entity as the business reporting the Security Breach (pursuant to N.C.G.S. § 75-65(b)): n/a

Describe the circumstances surrounding the Security Breach and state whether the information breached was in electronic or paper format: A company issued laptop was stolen from an employee's car - data was in electronic format

Regarding electronic information breached, state whether the information breached or potentially breached was password protected or encrypted in some manner. yes If so, please describe the security measures protecting the information: laptop was password protected

Describe any measures taken to prevent a similar Security Breach from occurring in the future: working on encryption solution for laptops; Reinforced policies on physical security

Date affected NC residents were/will be notified: February 22, 2008

If there has been any delay in notifying affected NC residents, describe the circumstances surrounding the delay pursuant to N.C.G.S. § 75-65(a) and (c): determine sufficient contact information; scope, notification preparation and distribution

If the delay was pursuant to a request from law enforcement pursuant to N.C.G.S. § 75-65(e), please include the written request or the contemporaneous memorandum.

How NC residents were/will be notified? (pursuant to N.C.G.S. § 75-65(e))
Please attach copy of the notice if in written form or a copy of any scripted notice if in telephonic form.

written notice
 electronic notice (email)
 telephone notice
 substitute notice

Signature: _____ Date: _____
Contact Person, Title: Ann Desruisseaux; Assistant General Counsel
Address: same as above
(if different from above) _____
Telephone: _____ Fax: _____ Email: _____

February 21, 2008

Name
Street
City, State Zip

Dear _____:

On behalf of your dialysis provider, we are writing to inform you of a recent incident which may have resulted in the unauthorized acquisition of your personal information. Recently, a teammate's laptop was stolen. Although the laptop is password protected, the hard drive contains -- along with numerous other non-related documents -- documents involving insurance filings for dialysis services. The documents *may* contain your name, social security number, medical insurance coverage information, and/or other personal and health related information.

The theft was immediately reported to the proper legal authorities. While law enforcement officials estimate that over two million laptops are stolen annually for resale, we suggest you take all necessary proactive steps to protect against the possibility of identity theft. Such precautions include placing a fraud alert on your credit file. A fraud alert simply advises creditors to contact you before opening new accounts. You may call any one of the three credit reporting agencies to place the fraud alert and ask for a free copy of your credit report to see if there has been any unusual activity. Contact information is as follows:

Equifax: 1-800-525-6285; www.equifax.com; P.O. Box 740241, Atlanta, GA 30374-0241

Experian: 1-888-397-3742; www.experian.com; P.O. Box 9532, Allen, TX 75013

TransUnion: 1-800-680-7289; www.transunion.com; Fraud Victim Assistance Division, P.O. Box 6790, Fullerton, CA 92834-6790

When reviewing your account, look for accounts you did not open and inquiries from creditors you did not initiate. Also look for personal information, such as a home address or social security number, which is not accurate. If you see anything you do not understand, you should call the credit reporting agency immediately at the telephone number identified on the report.

If you find suspicious activity on your credit report, then contact your banking/credit institution, and file an identity theft report with your local police or sheriff's office. Get a copy of the police report. You may need to give copies to creditors to clear up your records if a theft did occur.

We take privacy very seriously, and sincerely apologize that information was compromised resulting from this theft. While we remain hopeful that this theft was merely a petty crime looking for things of value, we felt that outreach to you was warranted. We are taking extra precautions to minimize the chance of this happening in the future.

If you have any questions, please contact DaVita's Guest Services Customer Center at 1-866-987-7454. Please note that you may be asked to provide the following reference code: TQ0208.

Sincerely,

DaVita Inc.