

### 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: Duke University School of Law

**PLEASE SUBMIT FORM TO:**  
Computer Protection Unit  
NC Attorney General's Office  
9001 Mail Service Center  
Raleigh, NC 27699-9001  
Telephone: (919) 716-6000  
Toll Free in NC: (877) 566-7126  
FAX: (919) 716-6050

Address: Science Drive and Towerview Road, Box 90362,  
Durham, NC 27708-0362

Telephone: (919) 613-7034

Fax: (919) 613-7158

Email: vaughn@law.duke.edu

Date Security Breach Reporting Form submitted: 12/6/07

Date the Security Breach was discovered: 11/29/07

Estimated number of affected individuals: 1,380

Estimated number of NC residents affected: 189

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)): same as above

Describe the circumstances surrounding the Security Breach and state whether the information breached was in electronic or paper format. Social Security numbers for 1380 prospective applicants were stored in a database on our webserver, which was compromised by electronic intruders. It is unclear whether the data was actually downloaded or acquired by the intruders.

Regarding electronic information breached, state whether the information breached or potentially breached was password protected or encrypted in some manner. Yes-password protected If so, please describe the security measures protecting the information. The information was in a password-protected MySQL database. Access to the server via filesharing is limited to technical staff. Only law school users were restricted in what they could access through the web or ftp. The database was password-protected.

was only accessible to an administrator with a special password. However, the data itself was encrypted and

Describe any measures taken to prevent a similar Security Breach from occurring in the future: We are reinstalling all software in order to eliminate any entry points that the intruder(s) may have left. We are examining our security policies, including the types of software we will install and the routines by which we assure ourselves that our server is fully patched for vulnerabilities. We are installing security monitoring software in the webserver. In the future, we will not be storing personal information of this kind on our webserver.

Date affected NC residents were/will be notified: Electronic messages were delivered to all affected individuals (for whom we had valid email addresses) on 12/4/07; letters were mailed on 12/6/07.

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):

N/A

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))

- written notice
- electronic notice (email)
- telephone notice
- substitute notice

Please attach copy of the notice if in written form or a copy of any scripted notice if in telephonic form.

Signature:

Date:

12/6/07

Contact Person, Title:

Melinda Vaughn, Executive Director of Communications, Duke University School of Law

Address:

Science Drive and Towerview Rd., Box 90362, Durham, NC

27708-0362

(if different from above)

Telephone:

(919) 613-7034

Fax:

(919) 613-7158

Email:

vaughn@law.duke.edu

Dear XXXX,

On Nov. 29, 2007, technical administrators at Duke Law School discovered that our website was compromised by electronic intruders. As soon as we learned of the breach, we took our site offline and launched a full security evaluation. During that investigation, we learned that the intruders may have gained access to a database stored on our web server containing personal information supplied by approximately 1,400 prospective students between September 2006 and October 2007.

Our files indicate that you submitted a request for information through our online request system during the period in question, and that the compromised database held your personal information, including your Social Security number and contact information.

We have no evidence that the intruders actually downloaded or acquired any of this information. Nonetheless, we know they had the opportunity and the tools to do so.

As a precaution, we urge you to take steps to monitor your credit and protect against identity theft. You can monitor your credit by obtaining free credit reports from each of the major credit bureaus and by placing a free 90-day fraud alert on your credit reports. For more information and instructions, see [www.annualcreditreport.com](http://www.annualcreditreport.com) and <http://www.ftc.gov/bcp/online/pubs/alerts/infocreditrpt.shtm>. In addition, the credit bureaus, some banks, and other agencies will monitor your credit for a monthly fee; *Consumer Reports* recommends [www.identityguard.com](http://www.identityguard.com) or [www.idsecure.com](http://www.idsecure.com) for comprehensive identity fraud monitoring.

The security and safety of our community is of utmost importance to us, and Duke University works hard to protect the personal information of prospective students and other community members. We are taking all possible steps to address this breach and prevent it from happening again. We have notified law enforcement agencies and will notify any relevant government agencies about Duke's response. The intrusion was confined to our web server; data stored in other systems at the Law School and around campus were not compromised.

We regret that this situation occurred, and we apologize for any inconvenience to you. Please do not hesitate to contact me or Mark Hill, Director of admissions, by calling (919) 613-7259 or emailing [webdata@law.duke.edu](mailto:webdata@law.duke.edu) if you have any questions or concerns.

Sincerely,

William J. Hoye  
Associate Dean, Admissions