

SLEVIN & HART, P.C.

Attorneys at Law
1625 Massachusetts Avenue, N.W., Suite 450
Washington, D.C. 20036
(202) 797-8700
Fax (202) 234-8231

CONSUMER PROTECTION DIVISION

RECEIVED

OCT 01 2009

ALLISON A. MADAN
Member of the Firm

September 28, 2009

OFFICE OF ATTORNEY GENERAL

Via Certified Mail – Return Receipt Requested

Hon. Janet T. Mills
State of Maine Attorney General
6 State House Station
Augusta, ME 04333

Re: Legal Notice of Information Security Breach

Dear Attorney General Mills:

We are counsel to the PACE Industry Union-Management Pension Fund (“Fund”). Pursuant to 10 Me. Rev. Stat. Ann. Sec. 1348, we are writing to inform you that on August 12, 2009, Verso Paper Corp. (“Verso”), a paper manufacturer based in Memphis, Tennessee, informed the Fund that on June 14, 2009, a Verso employee inadvertently left behind on an airplane a laptop computer belonging to Verso. Verso informed the Fund that it promptly contacted airport security and the airline in an unsuccessful attempt to recover the computer. Verso has determined that the computer contained personal information of certain current and former participants in the Fund. Neither the Fund nor Verso has received any reports or evidence that the computer has been used, that any information on the computer has been accessed, or that any information on it has been misused.

The computer contained the names and Social Security numbers of approximately 3,112 current and former Fund participants, including approximately 87 residents of your state. At this time, the Fund has no reason to believe that any personal information has been or will be accessed or misused. However, as a precaution, the Fund, with the assistance of Verso, notified all affected current and former participants for whom it was able to obtain contact information by mail on September 25, 2009 to inform them about the incident, to advise them to remain vigilant for identity theft, and to offer them the opportunity to obtain a full year of credit monitoring and identity theft insurance, at Verso’s expense. A copy of the notification letter is enclosed for your information. The Fund also notified the credit reporting agencies TransUnion, Equifax and Experian regarding the breach.

Please contact the undersigned if you have any questions or need further information regarding this matter.

Very truly yours,


Allison A. Madan

AAM:ARD:kdb:2549.1

Enclosure

cc: Maria Wieck (via email)
216118v1



Boyd Young
Chairman
Ronald D. Hackney
Secretary

Maria F. Wieck, CPA, CEBS
Administrative Officer
Trevor K. England, CPA
Financial Officer

JOHN PUBLIC
123 MAIN ST
ANYTOWN GA 30319



Promotion Code : 222222222222

Dear JOHN PUBLIC:

We are writing to inform you that an employee of Verso Paper Corp. lost a laptop computer on an airplane on June 14, 2009, and Verso later determined and advised the PACE Industry Union-Management Pension Fund (PIUMPF) on August 12, 2009 that the computer contained two documents having the names and Social Security numbers of certain PIUMPF participants. Verso had access to this information as the result of an exchange of documents with PIUMPF regarding a possible merger of its pension plan into PIUMPF. Your name and Social Security number were in those documents. Verso has advised us that it has no evidence that the lost computer was subsequently used, that the computer's information was accessed, or that your name or Social Security number was obtained or misused.

Nonetheless, precautionary measures are being taken to help protect the security of your personal information. To safeguard against the unauthorized use of your name and Social Security number, arrangements have been made with Equifax Personal Solutions, a nationally recognized credit reporting agency, to offer you an opportunity to enroll, at no cost to you, in the Equifax Credit Watch™ Gold identity theft protection program for one year. Equifax Credit Watch™ Gold will provide you with an "early warning system" of changes to your credit file and help you to understand the content of your Equifax credit file. The key features and benefits of Equifax Credit Watch™ Gold are:

- Daily credit file monitoring of your Equifax credit report, with notification of key changes to your Equifax credit file by email within 24 hours;
- Unlimited access to your Equifax Credit Report™;
- \$25,000 in identity theft insurance with \$0 deductible, at no additional cost to you*;
- 24x7 Customer Service in which a live agent will assist you in understanding the content of your Equifax credit information, provide you with personalized identity theft victim assistance, and initiate an investigation of any inaccurate information in your credit report.

Information on how you can enroll in the Equifax Credit Watch™ Gold program is set forth at the end of this letter. *This offer will expire on October 31, 2009, so please respond promptly if you wish to participate.*

In addition, we recommend that you remain vigilant against fraud and identity theft by taking the following actions to protect your information, including contacting the offices and agencies noted below whose contact information is at the end of this letter:

- Place a free "fraud alert" on your credit file. A fraud alert tells creditors to contact you before they change your existing accounts or open any new accounts in your name. To place a fraud alert on your credit file, contact one of the three major credit reporting agencies - Equifax, Experian or TransUnion - which will contact the other two agencies.
- Place a "credit freeze" on your credit file. A credit freeze prevents your credit from being shared with potential creditors or insurance companies. To place a credit freeze on your credit file, contact each of the three major credit reporting agencies - Equifax, Experian and TransUnion. Each credit reporting agency may charge a small fee to place a credit freeze.

PACE Industry Union-Management Pension Fund

3320 Perimeter Hill Drive • Nashville, Tennessee 37211-4123 • 1-800-474-8673 • 615-333-6343 • 615-333-5760 (Fax)
website: www.uswbenefitfunds.org • e-mail: pensions@uswbenefitfunds.com

- Review your credit report for any new developments. You can obtain a copy of and monitor your Equifax credit report by enrolling in Equifax Credit Watch™ Gold. If you prefer to obtain your credit report on your own or from another major credit reporting agency, you can order it on the internet at www.annualcreditreport.com or by calling the Annual Credit Report Request Service toll-free at 1-877-322-8228.
- Review your credit card, bank and other account statements promptly and regularly for any unauthorized activity.
- If you become aware of possible identity theft, report it to your local law enforcement, your state Attorney General and the Federal Trade Commission.

You may obtain additional information on how to protect yourself from identity theft from the Federal Trade Commission, by accessing its website at www.ftc.gov/bcp/edu/microsites/idtheft, or by calling 1-877-ID-THEFT (1-877-438-4338) or TTY 1-866-653-4261, or by writing the Federal Trade Commission Consumer Response Center, 600 Pennsylvania Avenue, NW, Washington, DC 20580.

Verso has advised us that the loss of its laptop computer was an isolated event and did not involve "hacking" or a breach of its computer system security, and if someone has found and accessed the information on the lost computer, Verso does not believe that such information will provide an opportunity to obtain any additional information about PIUMPF participants.

Verso has apologized for this incident and any concern or inconvenience that it may cause you. We hope that this letter will respond adequately to your concerns. If you wish to contact PIUMPF for more information, please call Maria Wieck toll-free at 800.474.8673, between 8:30 a.m. and 4:30 p.m. (Central Time). To enroll in the Equifax Credit Watch™ Gold program, please contact Equifax and use the instructions below.

Sincerely,



Maria Wieck

Credit Reporting Agencies:

Equifax
1-877-478-7625
P.O. Box 740241
Atlanta, GA 30374
www.fraudalerts.equifax.com

Experian
1-888-397-3742
P.O. Box 2002
Allen, TX 75013
www.experian.com

TransUnion
1-800-888-4213 (credit report)
1-800-680-7289 (fraud alert)
P.O. Box 6790
Fullerton, CA 92834

Instructions for enrollment in the Equifax Credit Watch™ Gold identity theft protection program:

To enroll online, go to www.myservices.equifax.com/gold and provide the following information and take the following steps:

1. Consumer Information: Complete the form with your contact information (name, address and email address) and click the "Continue" button. The information is provided in a secure environment.
2. Identity Verification: Complete the form with your Social Security Number, date of birth, telephone numbers, create a User Name and Password, agree to the Terms of Use, and click the "Continue" button. The system will ask you up to two security questions to verify your identity.
3. Payment Information: During the "check out" process, enter the promotion code, provided at the top of your letter, in the "Enter Promotion Code" box. After entering your code, press the "Apply Code" button and then the "Submit Order" button at the bottom of the page. (This code eliminates the need to provide a credit card number for payment.)
4. Order Confirmation: Click "View My Product" to access your Equifax Credit Report.

To enroll by telephone, please call toll-free 1-866-252-4576. A live agent will assist you.

For Maryland Residents:

You may contact the Maryland Attorney General's office for more information about steps that you can take to avoid identity theft, by email at idtheft@oag.state.md.us, by telephone at 410-576-6491, by fax at 410-576-6566, or by mail at 200 St. Paul Place, 16th Floor, Baltimore, MD 21202. Additional information about protecting yourself from identity theft is on the Maryland Attorney General's website at <http://www.oag.state.md.us/idtheft/index.htm>.

* Insurance underwritten by member companies of American International Group, Inc. The description herein is a summary only. It does not include all terms, conditions and exclusions of the policies described. Please refer to the actual policies for complete details of coverage and exclusions. This product is not intended for minors (under 18 years of age).