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August 4, 2010

Mr. Hugh Williams
Office of the Attorney General
Attn: Security Breach Notification
200 St. Paul Place
Baltimore, MD 21202

Re: Incident Notification

Dear Mr. Williams:

I am writing on behalf of my client, Walsh Pharmacy to notify you of a data security incident.

A DVD was mailed to Walsh Pharmacy by its business associate systems vendor, McKesson Pharmacy Systems on June 3rd. However, upon receipt on June 5, 2010, the sealed envelope was found to be empty. The files on the DVD contained the personal information of Walsh Pharmacy patients, including names and in some instances social security, health care numbers, and driver's license numbers, as well as prescription information. No credit card, debit card, or bank account numbers were on the DVD. Despite diligent searches by both Walsh Pharmacy and its vendor, the DVD has not been found.

The information on the DVD pertained only to Walsh Pharmacy patients and does not affect all of its customers. We have no reason to believe that the DVD was the target of a theft or that any information contained on the DVD has been used improperly. The envelope that was received showed no evidence of tampering. The files on the DVD were created by a UNIX computer system and the information contained in those files cannot be easily extracted in a comprehensible format without UNIX technical expertise and tools.

Notification is being sent to the affected individuals in the form attached hereto. As a precaution, Walsh Pharmacy is offering two years worth of free credit monitoring to the affected individuals. There is one(1) Maryland resident potentially affected by this incident.

Walsh Pharmacy has in place, and requires that its business associates have in place, administrative and technical procedures consistent with safeguarding personal and health information in order to avoid a recurrence of any such incidents. Walsh Pharmacy is also continually reviewing its policies and procedures and its contracts with its business associates to further enhance security of any data received by its business associates. ~~Going forward, Walsh Pharmacy business associates will no longer return media containing this type of information, but will instead destroy it.~~

Walsh is committed to fully protecting all of the information entrusted to it and regrets that this incident occurred.

Sincerely,


Paul M. Garbarini, Esq.

Attachment

August ____, 2010

Dear _____

The privacy and security of your personal information is of utmost importance to Walsh Pharmacy and we take significant measures to protect it. Regrettably, we are writing to notify you of an incident that may have involved your information.

A DVD was mailed to Walsh Pharmacy by its business associate systems vendor on June 1st. However, upon receipt on June 5, 2010, the sealed envelope was found to be empty. The files on the DVD contained the personal information of Walsh Pharmacy patients, including names and in some instances social security, health care numbers, and driver's license numbers, as well as prescription information. No credit card, debit card, or bank account numbers were on the DVD. Despite diligent searches by both Walsh Pharmacy and our vendor, the DVD has not been found.

The information on the DVD pertained only to our pharmacy patients and does not affect all of our customers. We have no reason to believe that the DVD was the target of a theft or that any information contained on the DVD has been used improperly. The envelope that was received showed no evidence of tampering. The files on the DVD were created by a UNIX computer system and the information contained in those files cannot be easily extracted in a comprehensible form without UNIX technical expertise and tools.

In an abundance of caution, we are providing you with a free XXXXXX membership in Triple AlertSM from ConsumerInfo.com, Inc., an Experian® company, to provide you with credit monitoring capabilities and assistance in identity theft protection, including identity theft insurance¹. To enroll in TripleAlert please see page 2 of this letter.

Walsh Pharmacy regrets this unfortunate incident and is taking the necessary and appropriate steps to prevent this type of incident from occurring in the future. We are committed to maintaining the privacy of our customer's information and we take many precautions to safeguard it. We continually evaluate and modify our practices, and the practices of our vendors, in order to enhance the security and privacy of our customer's information. Going forward, our business associates will no longer return media containing this type of information, but will instead destroy it. If you have questions regarding this incident, please call xxxxxxxxxx.

Sincerely,

¹Insurance coverage is not available in US overseas Commonwealth or Territories (i.e. Puerto Rico).

TRIPLE ALERT ENROLLMENT INFORMATION:

To activate your complimentary XXXXX membership in Triple Alert from Experian, visit the website listed below and enter your individual activation code. If you prefer, you can enroll on the phone by speaking with Experian Customer Care representatives toll-free at xxxxxxxxxx.

Triple Alert Web Site: <http://>
Your Activation Code: [Activation Code]
You Must Enroll By:

As soon as you enroll in your complimentary Triple Alert membership, Experian will begin to monitor your credit reports from Experian, Equifax® and TransUnion® on a daily basis, and notify you of key changes. This powerful tool will help you identify potentially fraudulent use of your information, and provide you with immediate assistance from a dedicated team of fraud resolution representatives should you ever need help.

Your complimentary XXXXX Triple Alert membership includes:

- Daily monitoring and timely alerts of any key changes to your credit reports so you know when there is any activity that you should be made aware of such as notification on new inquiries, newly opened accounts, delinquencies, public records or address changes.
- Toll-free access to a dedicated team of fraud resolution representatives who will help you investigate each incident, contact credit grantors to dispute charges, close accounts if need be, compile documents, and contact all relevant government agencies.
- \$25,000 in identity theft insurance coverage (\$10,000 for New York state residents) with zero deductible provided by Virginia Surety Company, Inc. for certain identity theft expenses².

You have until _____ to activate this membership, which will then continue for XXXX full months. To get the benefits of Triple Alert, you must enroll. If you have questions about Triple Alert, need help understanding something on your credit report or suspect that an item on your credit report may be fraudulent, please contact Experian's customer care at xxxxxxxxxx.

ADDITIONAL INFORMATION:

You may also obtain information from the below sources about steps to take to avoid identity theft:

Equifax: 800-685-1111 www.equifax.com P.O. Box 740241, Atlanta, GA 30374-0241

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

TransUnion: 800-888-4213 www.transunion.com 2 Baldwin Place, P. O. Box 2000, Chester, PA 19022

The Federal Trade Commission
Consumer Response Center
600 Pennsylvania Ave., NW
Washington, DC 20580
877.IDTHEFT (877.438.4338)
<http://www.ftc.gov/bcp>

Maryland Office of the Attorney General
ATTENTION: Security Breach Notification
200 St. Paul Place
Baltimore, MD 21202
410-576-6491
Email: idtheft@oag.state.md.us

²Insurance coverage is not available in US overseas Commonwealth or Territories (i.e. Puerto Rico).