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July 27, 2007

Mr. Aaron Titus
Liberty Coalition
Information Privacy Program Director
1920 L. Street, Suite 200, N.W.
Washington, DC 20036

Dear Mr. Titus:

I have received your letter dated July 16, 2007. While we appreciate your efforts to assist those who may have been affected, we are concerned that your current activities may harm those you seek to protect.

You indicate that you have set up a website to assist those who may have been included in the documents you accessed. This is problematic in that it is clear that you have retained and are further exposing personal information to the general public.

It is my understanding from those who have accessed your website that a visitor is able to put in initials or partial names in the search box and that several names, not just their own, would appear. The site then informs the visitor of not only the names of affected individuals but also the type of information about these individuals that may be exposed.

The Board of Regents appreciates that your work eventually led to our becoming aware of the potential exposure of confidential information and we understand our obligation to remedy the situation. To that end, within one hour of notification, the Board of Regents shut down all access to the files and reported the breach to the Louisiana Attorney General's office and the state's Chief Information Officer, both of which are continuing to investigate the breach. The Board has also been able to eliminate cached versions of these files that may have existed on major internet search engines (e.g., Google, Yahoo, MSN, Alta Vista, etc.). In addition, we have contracted with Verma Systems, Inc., a network solutions company, to improve the security of BoR data and systems and with the Identify Theft Resource Center, a nationally respected non-profit organization specializing in the prevention of identify theft, to assist us with exposure

Mr. Aaron Titus
Page 2

notification and to provide professional advisory services free of charge (not at “negotiated discount” rates) to individuals who may have been negatively affected by this data security breach. The Board of Regents has also established a call center and website to respond to questions and provide additional information regarding this issue.

Hopefully you will understand our sincere and thorough efforts to both correct any deficiencies in our system and mitigate any potential harm. I am certain that you can appreciate our concern that non-coordinated, non-affiliated and unauthorized strategies could damage the effectiveness of these efforts and potentially cause unnecessary harm to those affected.

Therefore, on behalf of the Board of Regents, the owner of the confidential information you accessed and continue to possess, I request that you take down your website immediately. Further, we request that you destroy any confidential information that you obtained including the names and personal information of all individuals affected.

Sincerely,



E. Joseph Savoie
Commissioner of Higher Education

EJS:chb

C: Rizwan Ahmed
Chief Information Officer

Isabell Wingerter
Assistant Attorney General

Jay and Linda Foley
Identity Theft Resources Center

Mitch Verma
Verma Systems, Inc.