

**By Online Submission**

April 28, 2021

Office of the Attorney General  
6 State House Station  
Augusta, ME 04333

To Whom It May Concern:

On behalf of NYDIG Execution LLC and NYDIG Trust Company LLC (collectively, “NYDIG”), and pursuant to 10 M.R.S.A. §§ 1347 et seq., this letter provides notice of a data security incident that occurred at a NYDIG vendor that potentially affects approximately 551 individuals in total, 2 of whom are residents of Maine. NYDIG is a technology and financial services firm dedicated to Bitcoin.

On April 7, 2021, LogicGate, Inc., a software vendor used by NYDIG to provide risk management solutions, first informed NYDIG that some NYDIG data stored in the LogicGate Risk Cloud environment had been accessed by an unauthorized third party. LogicGate is located at 320 W Ohio St, Suite 5E, Chicago, IL 60654. NYDIG is one of many LogicGate customers impacted by the incident, and does not appear to have been targeted. LogicGate is unable to confirm whether the NYDIG data that was stored in its cloud environment was copied or stolen, but NYDIG is operating as if all of the data that it had stored with LogicGate that was accessed by the attackers was exfiltrated.

While LogicGate’s investigation is ongoing, LogicGate has determined that on February 23, 2021, an unauthorized third party accessed and decrypted a backup file stored in LogicGate’s Risk Cloud environment. That backup file contained information that NYDIG uploaded to LogicGate’s Risk Cloud environment, including NYDIG’s customer information. NYDIG uses LogicGate to record portions of its compliance program, including customer information that is obtained in connection with onboarding new customers and counterparties.

The types of information stored on the LogicGate system that may have been compromised included: first and last names, account numbers, dates of birth, social security or tax identification numbers, bank account numbers, passport and drivers license numbers, income, net worth, residential addresses, phone numbers, email address, and employment status. We are not aware of any resulting identity theft, fraud, or financial losses to customers.

NYDIG sent an informal notice of the incident by email to potentially affected individuals for whom we had email addresses on April 9, 2021. NYDIG is also sending a

formal notice to all potentially affected individuals by mail on or about April 28, 2021. A sample of the notification letter is enclosed. As stated in the attached sample notice, NYDIG is offering to provide individuals with 24 months of free identity theft and credit monitoring services through Norton LifeLock.

NYDIG conducted cybersecurity diligence on LogicGate before engaging them, and again before renewing its most recent services agreement with LogicGate in June 2020. As part of that diligence, NYDIG reviewed LogicGate's Security Scorecard Summary Report (which had a rating of 93 at the time of the renewal and currently has a rating of 95), LogicGate's SOC 2 report, and also its security policies.

LogicGate had indicated to NYDIG that it has taken multiple steps in response to this incident. In addition to working with law enforcement and retaining Stroz Friedberg to assist in forensics and remediation, LogicGate deactivated and rotated credentials associated with its cloud computing platform and enhanced its authentication requirements. LogicGate also told NYDIG that it has activated additional information security monitoring and alerting, and conducted a targeted third-party audit of its cloud environment in addition to commencing a more comprehensive assessment of the environment to confirm its ongoing security. LogicGate has assured NYDIG that it is highly confident that the attacker no longer has access to its systems.

Although NYDIG's systems were not impacted by the attack on LogicGate, NYDIG is enhancing its security protocols around its systems to reduce the risks of any unauthorized use of NYDIG confidential data. In addition, NYDIG has raised awareness internally with its staff to be on heightened alert for any suspicious behavior that may be a direct result of the incident. NYDIG is also conducting dark web monitoring to determine whether the NYDIG data stored with LogicGate has been offered for sale by cyber criminals, and we have not seen any evidence of the data being exploited for any purpose.

NYDIG takes the protection of personal information of all of its stakeholders seriously and is committed to answering any questions that you may have. Please do not hesitate to contact me at the address above, at 1-212-909-6577, or [agesser@debevoise.com](mailto:agesser@debevoise.com).

Yours sincerely,

A handwritten signature in blue ink that reads "Avi Gesser".

Avi Gesser  
Partner