

EXHIBIT 1

This notice will be supplemented with any new significant facts learned subsequent to its submission. By providing this notice, Bayhealth Medical Center (“Bayhealth”) does not waive any rights or defenses regarding the applicability of Nebraska law, the applicability of the Nebraska data event notification statute, or personal jurisdiction.

Nature of the Data Event

On July 31, 2024, Bayhealth became aware of suspicious activity within its network. Bayhealth promptly launched an investigation, with the assistance of forensic specialists, to secure its environment and determine the nature and scope of the activity. The investigation revealed unauthorized access to its system between July 27 and July 31, 2024, during which certain information on its network was acquired. On October 1, 2024, Bayhealth learned that some sensitive information, including Protected Health Information, was included. Since then, Bayhealth conducted a thorough review to determine the individuals affected. The information that could have been subject to unauthorized access includes name, Social Security number, driver’s license number, medical information, and health insurance information.

Notice to Nebraska Residents

On October 4, 2024, Bayhealth began issuing notices to impacted individuals. On or about February 3, 2025, Bayhealth continued providing written notice of this incident to sixty-six (66) Nebraska residents. Written notice is being provided in substantially the same form as the letter attached here as *Exhibit A*.

Other Steps Taken and To Be Taken

Upon discovering the event, Bayhealth moved quickly to investigate and respond to the incident, assess the security of Bayhealth systems, and identify potentially affected individuals. Further, Bayhealth notified federal law enforcement regarding the incident. Bayhealth is also working to implement additional safeguards and training to its employees. Bayhealth is providing access to credit monitoring services for twelve (12) months, through IDX, to individuals whose personal information was potentially affected by this incident, at no cost to these individuals.

Additionally, Bayhealth is providing impacted individuals with guidance on how to better protect against identity theft and fraud, including advising individuals to report any suspected incidents of identity theft or fraud to their credit card company and/or bank. Bayhealth is providing individuals with information on how to place a fraud alert and security freeze on one’s credit file, the contact details for the national consumer reporting agencies, information on how to obtain a free credit report, a reminder to remain vigilant for incidents of fraud and identity theft by reviewing account statements and monitoring free credit reports, and encouragement to contact the Federal Trade Commission, their state Attorney General, and law enforcement to report attempted or actual identity theft and fraud.

Bayhealth is providing written notice of this incident to relevant state and federal regulators, as necessary, and to the three major credit reporting agencies, Equifax, Experian, and TransUnion. Bayhealth is also notifying the U.S. Department of Health and Human Services and prominent media pursuant to the Health Insurance Portability and Accountability Act (HIPAA).

EXHIBIT A



P.O. Box 989728
West Sacramento, CA 95798-9728

<<First Name>> <<Last Name>>
<<Address1>>
<<Address2>>
<<City>>, <<State>> <<Zip>>
<<Country>>

Enrollment Code: <<ENROLLMENT>>

To Enroll, Scan the QR Code Below:



Or Visit:

<https://app.idx.us/account-creation/protect>

February 3, 2025

NOTICE OF <<Variable 1 – RE LINE>>

Dear <<First Name>> <<Last Name>>:

Bayhealth Medical Center (“Bayhealth”) writes to notify you of an incident that may affect the security of some of your information. This letter provides details of the incident, our response, and steps you may take to better protect against the possible misuse of your information should you feel it appropriate to do so.

What Happened? On July 31, 2024, Bayhealth became aware of suspicious activity within its network. We promptly launched an investigation, with the assistance of forensic specialists, to secure our environment and determine the nature and scope of the activity. The investigation revealed unauthorized access to our system between July 27 and July 31, 2024, during which certain information on our network was acquired. On October 1, 2024, we learned that some sensitive information, including Protected Health Information, was included. Since then, we have conducted a thorough review to determine the individuals affected. We recently completed this review and are notifying you because your data was involved.

What Information Was Involved? We learned the type of information impacted by this incident includes your name and <<Variable Text 2: Data Elements>><<Variable Text 2: Data Elements Continue>>.

What We Are Doing. We take the security of personal information in our care very seriously. Upon discovering this incident, we promptly investigated, responded, evaluated our system security, and notified federal law enforcement. As part of our commitment to safeguarding information, we are reviewing and enhancing our policies and procedures to reduce the risk of similar incidents recurring. While we have not identified any fraudulent use of your personal information related to this incident, we are notifying you as a precaution so you can take any additional steps you deem necessary to protect your information. Additionally, we are offering you credit monitoring and identity restoration services for <<twelve (12)/twenty-four (24)>> months at no cost to you. Instructions for enrolling in this service, as well as additional information on how to better protect against identity theft or fraud, are included in the attached *Steps You Can Take to Protect Personal Information*.

What You Can Do. We encourage you to remain vigilant against incidents of identity theft and fraud by reviewing your account statements, explanation of benefits, and your free credit reports for suspicious activity or errors. Please review the information contained in the attached *Steps You Can Take to Protect Personal Information*.

For More Information. We understand you may have questions about the incident not addressed in this letter. More information is available at 866-306-2184, Monday through Friday from 9:00 a.m. to 9:00 p.m. Eastern Time. You may also write to us at 100 Wellness Way, Milford, DE 19963 Atten: Mail Code 2340.

Sincerely,

Bayhealth Medical Center

STEPS YOU CAN TAKE TO PROTECT PERSONAL INFORMATION

Enroll in Monitoring Services

As part of this notice, we are offering you access to <<twelve (12)/twenty-four (24)>> months of Single Bureau Credit Monitoring services through IDX at no cost to you. Enrolled members will also have access to the IDX team and the online resource center for news, education, and complete recovery services. In the event of a confirmed identity theft, you may be eligible for reimbursement of up to \$1,000,000 for expenses related to that theft. Enrolled members will receive full ID theft restoration services should they fall victim. Please note that you must enroll yourself in these credit monitoring services and the deadline to enroll is May 3, 2025.

1. **Website and Enrollment.** Scan the QR image or go to <https://app.idx.us/account-creation/protect> and follow the instructions for enrollment using your Enrollment Code provided at the top of the letter.
2. **Activate the credit monitoring provided as part of your IDX identity protection membership.** The monitoring included in the membership must be activated to be effective. Note: You must have established credit and access to a computer and the internet to use this service. If you need assistance, IDX will be able to assist you.
3. **Telephone.** Contact IDX at 866-306-2184 to gain additional information about this event and speak with knowledgeable representatives about the appropriate steps to take to protect your credit identity.

Monitor Your Accounts

Under U.S. law, a consumer is entitled to one free credit report annually from each of the three major credit reporting bureaus, Equifax, Experian, and TransUnion. To order a free credit report, visit www.annualcreditreport.com or call, toll-free, 1-877-322-8228. Consumers may also directly contact the three major credit reporting bureaus listed below to request a free copy of their credit report.

Consumers have the right to place an initial or extended “fraud alert” on a credit file at no cost. An initial fraud alert is a 1-year alert that is placed on a consumer’s credit file. Upon seeing a fraud alert display on a consumer’s credit file, a business is required to take steps to verify the consumer’s identity before extending new credit. If consumers are the victim of identity theft, they are entitled to an extended fraud alert, which is a fraud alert lasting seven years. Should consumers wish to place a fraud alert, please contact any of the three major credit reporting bureaus listed below.

As an alternative to a fraud alert, consumers have the right to place a “credit freeze” on a credit report, which will prohibit a credit bureau from releasing information in the credit report without the consumer’s express authorization. The credit freeze is designed to prevent credit, loans, and services from being approved in a consumer’s name without consent. However, consumers should be aware that using a credit freeze to take control over who gets access to the personal and financial information in their credit report may delay, interfere with, or prohibit the timely approval of any subsequent request or application they make regarding a new loan, credit, mortgage, or any other account involving the extension of credit. Pursuant to federal law, consumers cannot be charged to place or lift a credit freeze on their credit report. To request a credit freeze, individuals may need to provide some or all of the following information:

1. Full name (including middle initial as well as Jr., Sr., II, III, etc.);
2. Social Security number;
3. Date of birth;
4. Addresses for the prior two to five years;
5. Proof of current address, such as a current utility bill or telephone bill;
6. A legible photocopy of a government-issued identification card (state driver’s license or ID card, etc.); and
7. A copy of either the police report, investigative report, or complaint to a law enforcement agency concerning identity theft if they are a victim of identity theft.

Should consumers wish to place a credit freeze or fraud alert, please contact the three major credit reporting bureaus listed below:

Equifax	Experian	TransUnion
https://www.equifax.com/personal/credit-report-services/	https://www.experian.com/help/	https://www.transunion.com/credit-help
1-888-298-0045	1-888-397-3742	1-800-916-8800
Equifax Fraud Alert, P.O. Box 105069 Atlanta, GA 30348-5069	Experian Fraud Alert, P.O. Box 9554, Allen, TX 75013	TransUnion Fraud Alert, P.O. Box 2000, Chester, PA 19016
Equifax Credit Freeze, P.O. Box 105788 Atlanta, GA 30348-5788	Experian Credit Freeze, P.O. Box 9554, Allen, TX 75013	TransUnion Credit Freeze, P.O. Box 160, Woodlyn, PA 19094

Additional Information

Consumers may further educate themselves regarding identity theft, fraud alerts, credit freezes, and the steps they can take to protect your personal information by contacting the consumer reporting bureaus, the Federal Trade Commission, or their state Attorney General. The Federal Trade Commission may be reached at: 600 Pennsylvania Avenue NW, Washington, D.C. 20580; www.identitytheft.gov; 1-877-ID-THEFT (1-877-438-4338); and TTY: 1-866-653-4261. The Federal Trade Commission also encourages those who discover that their information has been misused to file a complaint with them. Consumers can obtain further information on how to file such a complaint by way of the contact information listed above. Consumers have the right to file a police report if they ever experience identity theft or fraud. Please note that in order to file a report with law enforcement for identity theft, consumers will likely need to provide some proof that they have been a victim. Instances of known or suspected identity theft should also be reported to law enforcement and the relevant state Attorney General. This notice has not been delayed by law enforcement.

For District of Columbia residents, the District of Columbia Attorney General may be contacted at: 400 6th Street, NW, Washington, D.C. 20001; (202) 442-9828; and oag.dc.gov.

For Maryland residents, the Maryland Attorney General may be contacted at: 200 St. Paul Place, 16th Floor, Baltimore, MD 21202; 1-410-576-6300 or 1-888-743-0023; and <https://www.marylandattorneygeneral.gov/>. Bayhealth Medical Center is located at 100 Wellness Way, Milford, DE 19963 Atten: Mail Code 2340.

For New Mexico residents, consumers have rights pursuant to the Fair Credit Reporting Act, such as the right to be told if information in their credit file has been used against them, the right to know what is in their credit file, the right to ask for their credit score, and the right to dispute incomplete or inaccurate information. Further, pursuant to the Fair Credit Reporting Act, the consumer reporting bureaus must correct or delete inaccurate, incomplete, or unverifiable information; consumer reporting agencies may not report outdated negative information; access to consumers' files is limited; consumers must give consent for credit reports to be provided to employers; consumers may limit "prescreened" offers of credit and insurance based on information in their credit report; and consumers may seek damages from violators. Consumers may have additional rights under the Fair Credit Reporting Act not summarized here. Identity theft victims and active-duty military personnel have specific additional rights pursuant to the Fair Credit Reporting Act. We encourage consumers to review their rights pursuant to the Fair Credit Reporting Act by visiting www.consumerfinance.gov/f/201504_cfpb_summary_your-rights-under-fcra.pdf, or by writing Consumer Response Center, Room 130-A, Federal Trade Commission, 600 Pennsylvania Ave. N.W., Washington, D.C. 20580.

For New York residents, the New York Attorney General may be contacted at: Office of the Attorney General, The Capitol, Albany, NY 12224-0341; 1-800-771-7755; or <https://ag.ny.gov>.

For North Carolina residents, the North Carolina Attorney General may be contacted at: 9001 Mail Service Center, Raleigh, NC 27699-9001; 1-877-566-7226 or 1-919-716-6000; and www.ncdoj.gov. Bayhealth Medical Center is located at 100 Wellness Way, Milford, DE 19963 Atten: Mail Code 2340.

For Rhode Island residents, the Rhode Island Attorney General may be reached at: 150 South Main Street, Providence, RI 02903; www.riag.ri.gov; and 1-401-274-4400. Under Rhode Island law, individuals have the right to obtain any police report filed in regard to this event. There are approximately 159 Rhode Island residents that may be impacted by this event.