



State of South Carolina Office of the Governor

NIKKI R. HALEY
GOVERNOR

1205 PENDLETON STREET
COLUMBIA 29201

November 5, 2012

Ms. Noelle Phillips, Reporter
The State

Dear Ms. Phillips:

On October 30, 2012, our office was copied on your Freedom of Information Act request sent to the South Carolina Department of Revenue for records relating to the Department's cyber attack and resulting security breach. Specifically, you requested from the Department:

- (1) The contract signed on or about Oct. 12 between the S.C. Department of Revenue and Mandiant, the technology firm hired in the wake of the hacking of the DOR computer server;
- (2) The contract or any terms of agreement signed on or about Oct. 19 between DOR and the Nelson Mullins law firm in the wake of the hacker's attack; and
- (3) The contract between DOR and Experi[e]n for the ProtecMyID [a]lert program that will cover the S.C. taxpayers affected by the hacking incident.

While the Governor's Office is not in possession of the specific records you have requested, we are providing you all records and communications discloseable under the S.C. Freedom of Information Act in our possession related to the Department of Revenue's security breach.

Pursuant to the South Carolina Code of Laws, the following redactions and exemptions apply: (1) Section 30-4-40(a)(2) (information of a personal nature where the public disclosure thereof would constitute unreasonable invasion of personal privacy); (2) Section 30-4-40(a)(5) (documents of and documents incidental to proposed contractual arrangements...); and (3) Section 30-4-40(a)(7) (correspondence or work product of legal counsel for a public body and any other material that would violate attorney-client relationships). We are not including emails constituting "clips" (daily headlines and corresponding news articles compiled by our Press Office).

Please be advised that fees have been waived for this records production.

Sincerely,

A handwritten signature in black ink that reads "Swati S. Patel".

Swati S. Patel
Chief Legal Counsel

SSP/rss

Enclosures