

# Accurint

6601 Park of Commerce Blvd  
Boca Raton, FL 33487

Phone: 561-893-8000  
Toll Free: 1-888-332-8244  
Fax: 561-981-0799  
www accurint com

May 23, 2006

Ms. Christine Varad  
P. O. Box 583  
Milton, MA 02186

Dear Ms. Varad:

Thank you for your inquiry regarding the data maintained in the Accurint database. Accurint appreciates your efforts to assist us in preventing fraud and ensuring our files contain the most accurate information available.

Kindly be advised that Accurint is **NOT** a Consumer Reporting Agency, and as such, Accurint is not governed by the Fair Credit Reporting Act (15 U.S.C. § 1681 et seq.). Accurint data is not permitted to be used to grant or deny credit, make employment decisions, or make tenant and housing screening decisions, or any other uses regulated by the Fair Credit Reporting Act. Accurint purchases and resells data collected by outside companies, which cover public records and commercially available data sources, in full compliance with all applicable federal and state privacy laws. We do not examine or verify our data, nor is it possible for Accurint's computers to update or change incorrect information – Accurint can only provide the information that was provided to us.

Although Accurint is not a Consumer Reporting Agency, please be reassured that both Accurint, and your personal information contained in Accurint databases, are regulated by the federal government and are subject to the Gramm-Leach-Bliley Act (15 U.S.C. § 6801 et seq.) and the Federal Drivers Privacy Protection Act (18 U.S.C. § 2721 et seq.). These laws regulate who may access private, non-public data, and the purposes for which it may be accessed. Accurint fully complies with these and all other applicable federal and state laws. These laws, however, do not require Accurint to provide reports of the information contained within our databases, nor do the laws require Accurint to correct or change potentially incorrect information.

With regards to your request to provide you with the names of the companies that have performed a search on you, as Accurint is not governed by the Fair Credit Reporting Act, we do not disclose the names of our customers.

Accurint has determined that the information you describe in your request was provided to Accurint by one or more of the three national consumer reporting agencies. Accurint urges you to contact the three national consumer reporting agencies directly to change or update incorrect information. Again, Accurint does not examine or verify information contained within our database, nor is it possible for Accurint's computers to update or change incorrect information – Accurint can only provide the information that was provided to us.

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If you are concerned about possible identity theft you should contact the three national Credit Reporting Agencies listed below immediately to obtain a copy of your credit report.

Equifax  
PO Box 740241  
Atlanta, GA 30374-0241  
Order Credit Report: 800-685-1111  
Report Fraud: 800-525-6285

Experian  
PO Box 2104  
Allen, TX 75013  
Order Credit Report: 888-397-3742  
Report Fraud: 888-397-3742

Trans Union  
PO Box 390  
Springfield, PA 19064-0390  
Order Credit Report: 800-916-8800  
Report Fraud: 800-680-7289

Sincerely,

Accurint Consumer Inquiry Department

As of the date of the writing of this demand letter I have received no file data or information in response to my multiple requests. As a result I am unable to relieve the injury and harm created and perpetuated by Lexis Nexis Accurint data dissemination, protect myself from additional injury and harm by stopping future dissemination of false and injurious data or correct and mitigate all previous injury that the Lexis Nexis Accurint data has already caused to me.

Where Lexis Nexis knew, or should have known, that (1) Gall and Gall Company is engaged in the business of providing employment background checks and (2) that Gall and Gall Company routinely uses data supplied to it by Lexis Nexis Accurint to provide background check reports to client/employers for decision-making purposes as to prospective employees, (3) where Lexis Nexis Accurint openly, knowingly and routinely permits Gall and Gall Company to use Lexis Nexis Accurint data for employment decision making purposes; (4) where Lexis Nexis Accurint is the sole source and holder of the injurious data; that Lexis Nexis Accurint's own actions subjected itself to the jurisdiction and authority of the Fair Credit Reporting Act, M.G.L. c. 93 and every single other related state and federal common law, statute and regulation governing such data compilation, retention and dissemination and that such failures resulted in a knowing and unfair deception and failure to afford me my rights under the law thereby causing injury and damage.

As a result of the unfair and deceptive acts and practices of Lexis Nexis Accurint, I have suffered injury, including defamation and financial loss.

In light of the foregoing, I demand the following relief:

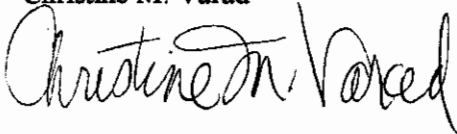
1. Immediately provide all of the requested data and information.
2. Make full restitution for lost employment and lost employment licensing opportunities resulting from the false data dissemination.
3. Make full restitution for any and all resulting defamation and related injuries.
4. Provide full and open access to my representative to Lexis Nexis Accurint premises and electronic databases therein to verify and insure that all data having any connection with me has been provided as demanded and has been corrected against any and all additional injury.

Pursuant to M.G.L c. 93A, you have thirty (30) days from your receipt of this letter to respond with a reasonable offer of settlement. If you fail to do so, that statute provides that you will be liable for multiple damages and the attorney fees I may incur for the prosecution of this action.

I can be contacted at 781 545 5506 or by mail at the address below. Thank you for your attention to this matter.

Sincerely,

Christine M. Varad



CHRISTINE VARAD  
P.O. BOX 583  
MILTON, MASSACHUSETTS 02186



John M. Byrne  
Director & Senior Corporate Counsel  
Phone 561-999-4436  
Fax 561-981-0869  
john.byrne@lexisnexis.com

A handwritten mark, possibly initials or a signature, consisting of several overlapping lines.

June 20, 2006

Christine Varad  
P.O. Box 583  
Milton, MA 02186

RE: Incorrect Information on Accurint Report

Dear Ms. Varad:

Thank you for your letter of June 3, 2006 in which you errantly suggest Accurint violates certain laws or your rights under certain laws. You further errantly suggest Accurint is a consumer reporting agency, and that you were somehow unfairly deceived when you learned that Accurint is not a consumer reporting agency. Kindly permit this letter to attempt to address and correct certain assumptions of yours as discussed herein.

A consumer reporting agency is loosely defined as an entity that regularly engages in the practice of assembling and evaluating information on consumers for the purpose of furnishing consumer reports to third parties. Accurint does not engage in the practice of providing consumer reports, and as such Accurint does not meet the definition of a consumer reporting agency. Accordingly, and as prior correspondence has made clear to you, Accurint is not a consumer reporting agency.

Additionally, the information Accurint provided to our customer, Gall and Company, does not meet the definition of a consumer report. A consumer report is a communication by a consumer reporting agency which bears on a consumer's credit worthiness, credit standing, credit capacity, character, reputation, personal characteristics, or mode of living used to establish eligibility for, among other things, credit and employment. Accurint provided Gall and Company with identity verification information, such as name, address, and telephone number. Name, address, and telephone information does not bear on a consumer's credit worthiness, credit standing, credit capacity, character, reputation, personal characteristics, or mode of living, as such terms have been defined and interpreted by applicable statute, case law, and regulatory opinion. Accordingly, as Accurint did not report information which could bear upon your personal characteristics, the information provided to Gall and Company is not considered a consumer report.

Notwithstanding the foregoing, as customers' use of Accurint for Fair Credit Reporting Act permissible purposes is expressly prohibited by contract since Accurint is not a consumer reporting agency, upon receipt of your allegations Accurint audited Gall and Company to ensure their use of Accurint was in accord with their contractual obligations. Accurint's audit determined Gall and Company used Accurint data for identity

verification purposes and for no other purposes. As such, Gall and Company's use of Accurint was within the scope of their contractual obligations.

You additionally dispute the accuracy of certain addresses contained in Accurint. As Accurint is not a consumer reporting agency, Accurint does not investigate or correct information contained in Accurint, and Accurint is not under any legal obligation to do so. Nor is Accurint under any legal obligation to disclose the source of Accurint's data. That said, however, a letter of May 22, 2006 directed you to contact the three credit reporting agencies to obtain and dispute potentially errant data.

Finally, in one of your communications you raise the issue of potential identity theft. If you are a victim of identity theft, you must submit a copy of a police report documenting the identity theft and complete the enclosed Identity Theft Affidavit.

I trust this communication addresses your relevant concerns and I now consider this matter closed.

Very truly yours,



John M. Byrne  
Director and Senior Corporate Counsel

AFFIDAVIT OF CHRISTINE M. VARAD

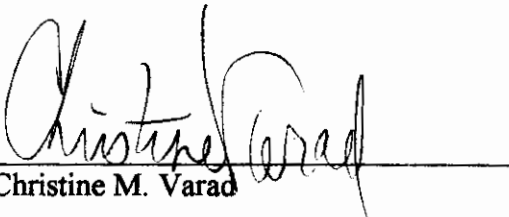
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I, Christine M. Varad, state the following under pain and penalty of perjury:

1. I have never been to Sioux City, South Dakota, never held a post office box in Sioux City, South Dakota and do not know of any valid reason for a Sioux City, South Dakota address to be correctly associated with my name, birth date and social security number or to appear twice in a Lexis Nexis Accurint generated address history report on me;
2. Legitimate address history information such as my former marital address in Burlington, Massachusetts was missing from the Lexis Nexis Accurint address history report so that when I truthfully included that address information as requested by employment and Bar applications it appeared as though I was being untruthful regarding my address history to thereby further defame and libel me concerning legitimate address history information conspicuously missing from the Lexis Nexis Accurint background report;
3. It is my belief and understanding that F&W Publishing, Adams Media, based on the background report concluded that I had lied on my employment application by intentionally failing to respond truthfully to specifically requested address history information;
4. I formed a belief based on the assertions of the Lexis Nexis Accurint web site that information is provided by Lexis Nexis Accurint to government agencies and law enforcement and state court representatives through the Lexis Nexis database;
5. I formed a belief based on information provided to me by an employee of the Special Investigative Unit of the State of Massachusetts, Department of Social Services, that State of Massachusetts agencies, law enforcement and court representatives routinely access and utilize information and data provided to them by Lexis Nexis Accurint;
6. It is my understanding and belief that the employee is willing to testify under oath should such become necessary.
7. I formed a belief that Lexis Nexis Accurint reported the same false, misleading and libelous address information and data concerning my address history was reported to government agencies and law enforcement and court representatives of the State of Massachusetts as was reported to Gall and Gall Company and subsequently F&W Publishing, Adams Media based on information provided to the general public by the Lexis Nexis Web site and verification of state use and access of Lexis Nexis databases as provided to me by the State of Massachusetts, Special Investigative Unit, Department of Social Services employee.

8. Upon information and belief the State of Massachusetts Board of Bar Examiners and the State of Maine Board of Bar Examiners as state court departments and law enforcement representatives access Lexis Nexis Accurint data and information.
9. I have been asked to provide complete address history information on applications I submitted for admission to the Bar in the State of Massachusetts and the State of Maine and applications I submitted to the National Conference of Bar Examiners.
10. Upon information and belief Lexis Nexis Accurint provided the same defamatory and libelous address history information on me that it provided to Gall and Gall Company and F&W Publishing, Adams Media to the State of Massachusetts Board of Bar Examiners, the State of Maine Board of Bar Examiners and the National Conference of Bar Examiners to again defame and libel me, interfere with my professional reputation, access to professional licensing, professional organizations and adversely affecting my ability to earn a living in my chosen profession.
11. The defamatory address history information does not appear on credit reports I have reviewed generated by my name and social security number from national credit reporting agencies Trans Union, Experian and Equifax.
12. Where no source is ever identified as the provider of the defamatory computer data by Lexis Nexis Accurint I am left with no mechanism to defend my name, identity and interests against past harms or continued injury and harm due to the continued, unfettered dissemination of that false data, or any other now unknown additional false data, and I am left with no avenue to stop that defamation or protect myself where pertinent statutory rights and protections are not enforced.

October 27, 2006

  
Christine M. Varad

# Manage Risk With More Intelligence

Accurint® is the most widely accepted locate-and-research tool available to government, law enforcement and commercial customers. Its proprietary data-linking technology returns search results in seconds to the user's desktop.

Key features include:

- People Search... locates neighbors, associates and possible relatives.
- Phones Plus... track down phone numbers not typically available to increase your chances of finding your subject. Access over 50,000,000 non-directory assistance records, including cell phone numbers.
- People at Work... links more than 132 million individuals to businesses and includes information such as business addresses, phone numbers, and possible dates of employment.
- Relavint™... visually links individuals with businesses, addresses, relatives and vehicles.
- Advanced Person Search... helps find individuals when only old or fragmented data is available.

LexisNexis® is an industry leader in the responsible use of data and protection of individual privacy. Accurint, using public records and non-public information, provides invaluable fraud detection and identity solutions for the public and private sectors. Accurint helps safeguard citizens and reduces financial losses.

## Accurint Makes a Difference!

For sales assistance use our online form or call:

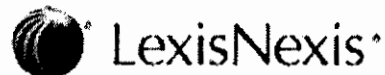
- 1.888.332.8244** (General Sales)
- 1.866.242.9973** (Insurance Sales)
- 1.866.242.1440** (Law Enforcement Sales)

► **demo center**  
 Access the Accurint  
 demo meeting place

Handwritten mark resembling a stylized 'M' or '14' with a diagonal slash.

▲  
**!! ALERT !!**  
**Learn How to SPOT**  
**an E-mail Scam!**  
**Click Here >>**

**SECURITY**  
**EDUCATION**  
**Learn How to**  
**Protect Yourself!**  
**Click Here >>**



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The information provided by Accurint is not a consumer report (as the term is defined in the Fair Credit Reporting Act (FCRA)) and may not be used for any purpose permitted by the FCRA.

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# Accurint®

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what's new

trade shows



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- home
- banking
- collections
- government
- health care
- insurance
- law enforcement
- legal profession

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- 1.866.242.9973** (Insurance Sales)
- 1.866.242.1440** (Law Enforcement Sales)



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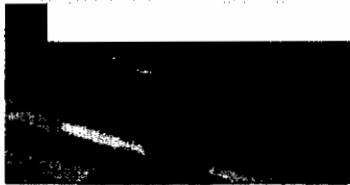
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# Accurint<sup>®</sup>

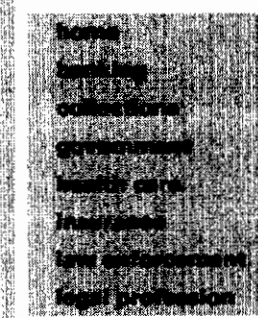
for Legal Professionals

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## Accurint<sup>®</sup> for the Legal Profession Manage Risk With More Intelligence



Accurint can instantly find people, as well as their assets, relatives, associates, and more. Proven Accurint technology allows searches to be performed more cost effectively than alternatives. The underlying Accurint technology also provides more extensive linking capabilities than competitors, creating deeper and more accurate reports on individuals, as well as businesses.

Investigating facts can be as important as researching the law. When it comes to investigating and locating people, the legal profession requires timely access to accurate and current information.

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# Accurint® for Law Enforcement

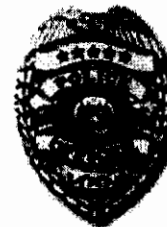
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## Accurint® for Law Enforcement

The Accurint for Law Enforcement management team has more than one hundred years of combined law enforcement experience. This team includes a former Director of the U.S. Secret Service, an Assistant Director of the Immigration and Naturalization Service, Special Agents with the Federal Bureau of Investigation and the Florida Department of Law Enforcement, as well as Officers from various municipal police departments.



- Home
- banking
- business
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- legal profession

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This real world experience helps make Accurint for Law Enforcement an industry-leading investigate and locate tool for officers and analysts across the country. When searching for criminals, witnesses or abducted children, Accurint for Law Enforcement enables law enforcement professionals to intelligently access billions of records at the click of a button. This can help shorten investigation time, free up valuable staff, minimize costs associated with lengthy investigations, and even in some cases save lives.

Accurint for Law Enforcement is a web-based application that can easily be accessed through a standard web browser, so it requires no set-up fees. Unlimited training is provided at no additional cost to the user. In addition, LexisNexis provides flexible pricing options, including flat rate plans that provide law enforcement agencies with cost-effective solutions that fit their individual budgets.



LexisNexis also provides the following solutions that enable law enforcement officials to enhance their investigative capabilities by leveraging a current and authoritative collection of LexisNexis public records data.

**LexisNexis®**

is a proud sponsor of the

- [Accurint® for Law Enforcement Plus](#)
- [Accurint® Enterprise Solution](#)
- [Accurint® Federated Information Sharing](#)



For Law Enforcement sales assistance use our [online form](#) or call: **1.866.242.1440.**



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## Introducing Accurint® for Health Care

### The Premier Decision Support Tool for Health Care Payers

Welcome to Accurint® for Health Care, tailored to the needs of health care payers. You can expect to continuously see on-going system enhancements and the addition of new data for directed solutions for claim processing, waste, abuse and fraud prevention, detection and investigation, and patient and provider verification/validation. Accurint for Health Care is the source for:

- Provider Licensing Data
- Provider Sanction Data
- Medical Records Retrieval\*
- Business Information – Vendor Verification/Validation
- Seamlessly Link to SIRIS for NHCAA Corporate Members and Users
- Proven online tools to locate, verify, validate and investigate people, businesses, and assets



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### Drive Greater Efficiencies and Lower the Risk of Loss for Waste, Abuse, and Fraud

Accurint for Health Care is a point-of-need data solution that combines industry-leading solutions together in one-place. This easy-to-use tool provides superior functionality with advanced searching technology and critical content such as:



#### Provider Search

Nationwide coverage on a wide range of provider types containing in-depth information about the individual or entity including demographics, board certification and more.

#### Sanctions Search

Nationwide coverage across multiple licensing entities covering Physicians, Chiropractors, Physical Therapists, Podiatrists, among others going back to January 2001.

#### Medical Records Retrieval

A fast and efficient way to order, track and retrieve medical records for your insured's medical history verification and claim-handling

needs. Coverage is nationwide via a secure web site.

Also available:

- Canvassing to determine if an undisclosed medical event or pre-existing condition exists
- Employment/Business records retrieval to assist with loss of earnings claims
- Retrieve records when engaged in litigation via the Subpoena capability

### **SIRIS – Special Investigation Resource and Intelligence System**

National Health Care Anti-Fraud Association (NHCAA) Corporate Members and Users can seamlessly link to SIRIS to share critical information on suspect health care fraud and abuse cases. SIRIS has powerful searching capabilities using familiar and industry specific identifiers, click box classifications, and the ability to search for all of the records your organization has entered or by an individual within your organization.

### **Business InstantID**

Verify and validate claim mitigation, restoration and CAT vendors instantly. Explore the linkage between a vendor/business and its authorized representative(s) and evaluate any inconsistencies that may be indicative of fraudulent activity.

### **News**

Aid your investigations with information that can't be found in public records with over 13,000 current and historical news sources.

\*All patient data and records shall be maintained in full compliance with HIPAA requirements and will only be provided with the express authorization of the patient. At no time shall patient data and records be maintained, stored, or captured by LexisNexis.

LexisNexis does not control SIRIS, the content of SIRIS or access to SIRIS, all of which are directed and controlled by the NHCAA.

### **Links:**

You may also contact a **Customer Support** representative at **800.543.6862**. For sales assistance use our [online](#) form or call: **866.242.9973**.



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## Accurint® for Insurance Manage Risk With More Intelligence

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- government
- health care
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- law enforcement
- legal profession

LexisNexis® is recognized as a leader in innovative data solutions. Working with insurance carriers and industry support groups, LexisNexis helps its insurance customers make intelligent decisions with proven solutions for authoritative identity validation, insurable interest identification, efficient claims adjusting, effective subrogation claims recovery, advanced anti-fraud and abuse screening, and hands-on suspect claims investigations.

Industry studies estimate the cost of insurance fraud is between \$85 billion and \$120 billion. In 2002, industry studies have shown that nearly \$14 billion was lost to auto insurers through rate evasion. Insurance fraud is growing at the rate of 10% per year.

### ACCOUNT LOGIN

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LexisNexis is an industry leader in the responsible use of data and protection of individual privacy. Accurint, using public records and non-public information, provides invaluable fraud detection and identity solutions for the public and private sectors. Accurint helps safeguard citizens and reduces financial losses.

### Accurint Makes a Difference!

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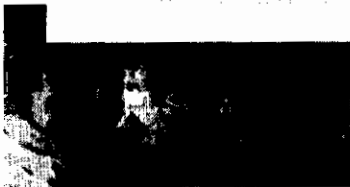
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# Accurint® for Collections

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## Accurint® for Collections Manage Risk With More Intelligence

At any given time, billions of dollars in consumer loans are in delinquency. Credit issuers and debt collectors can expect to retrieve just a fraction of what is owed. So what can companies do to improve collections?

The key is locating the account holder. Currently, 35% of delinquent debtors move annually, and half of all accounts received for collections require some form of skip tracing, resulting in a recovery rate of between 15% and 35%. From 1995 to 2003, credit card collection charge-offs were 58 billion dollars and are growing at the rate of 12% per year.

The Accurint research tool helps the collections industry locate more debtors, increase the dollars collected, shorten the collection cycle, improve the return on each locate dollar spent, and enhance operational efficiency.

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LexisNexis® is an industry leader in the responsible use of data and protection of individual privacy. Accurint, using public records and non-public information, provides invaluable investigate and locate solutions for collections professionals. Accurint helps safeguard citizens and reduces financial losses.

### Accurint Makes a Difference!

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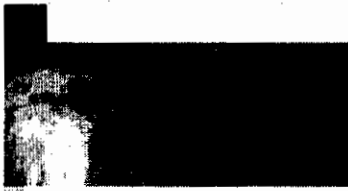
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for Government

*State govt.  
Social Services*

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## Accurint® for Government Manage Risk With More Intelligence

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- law enforcement
- legal profession

In an age when security is continually being weighed against issues of privacy and individual rights, Accurint promotes the responsible use of information in the search to instantly find people, their assets, their relatives, their associates, and more.

Accurint provides a full suite of investigative tools to government entitlements, social services, child support enforcement, and revenue agencies, enabling them to locate people, detect fraud, uncover assets, verify identity, perform due diligence, and visualize complex relationships. By providing instant electronic access to a comprehensive catalog of public records information, advanced link analysis technology, wireless applications and innovative visualization tools, Accurint enables government professionals to enforce laws and regulations, prevent improper payments, fight waste and abuse and provide more citizen-centric services.

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*State action  
K. Conklin*



# Accurint<sup>®</sup> for Banking

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## Accurint<sup>®</sup> for Banking Manage Risk With More Intelligence

- Home
- Banking
- Associations
- Government
- Health Care
- Insurance
- Risk and Compliance
- Legal Profession

Whatever your banking requirements – consumer, commercial, credit card, or trust – Accurint can dramatically improve the banking industry's ability to intelligently extract knowledge from billions of records.

Use Accurint for collections, required institutional risk control, locating heirs to estates, asset identification, foreclosures, and fraud detection.

With Accurint, information is securely delivered to those with legitimate needs so that privacy and financial stability are preserved.

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### Accurint Makes the Difference!

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