



Congress of the United States
House of Representatives
Washington, DC 20515

November 20, 2017

Mr. Paulino do Rego Barros Jr.
Interim Chief Executive Officer
Equifax Inc.
1550 Peachtree Street, N.E.
Atlanta, GA 30309

Dear Mr. Barros:

On September 14, 2017 the Committee on Oversight and Government Reform and Committee on Science, Space, and Technology initiated an investigation into the recent data breach of private consumer information at Equifax. We look forward to Equifax providing all documents in response to the five categories of requested materials in the September 14 request, as well as the requests that were made at subsequent Committee briefings.

As the Committees' investigation continues and additional facts are established, the Committees anticipate making additional requests. The Committees appreciate the company's willingness to cooperate with our requests for briefings and documents to date.

We have learned key facts through congressional testimony of Equifax officials, including former Equifax Chief Executive Officer Richard Smith when he testified the company's "information technology personnel" failed to patch the vulnerability that was later exploited, and a scan of the company's computer systems also failed to find the unpatched software.¹

To better understand the technical and process failures leading to the loss of over 145.5 million Americans' personally identifiable information (PII), the Committees require additional information. Please provide the following documents and information by December 6, 2017:

1. All organizational charts, or documents sufficient to reflect the names and titles of any and all individuals in an executive leadership role at Equifax Inc., from March 1, 2017 through September 30, 2017.
2. Documents sufficient to identify the names, titles, and organizational home within the Equifax organization of individuals on the distribution list for "GTVM," "Countermeasures," "VA", "Cyber Threat" email alerts for 2017, specifically those individuals who received the March 9, 2017 internal distribution of the March 8, 2017 email alert from the Department of Homeland Security regarding Apache Struts 2.
3. For the office of the Chief Information Officer (CIO), provide the following:

¹ *Oversight of the Equifax Data Breach: Hearing Before the H. Comm. on Energy & Commerce, 115th Cong. (2017)* (statement of Richard Smith, former Chief Exec. Officer, Equifax)

- a. All organizational charts, or documents sufficient to reflect the roles and responsibilities of all employees within the office of the CIO from March 1, 2017 through September 30, 2017;
 - b. Documents sufficient to identify the names and titles of any and all individuals who were employed at any time between the dates of March 7, 2017 to the present date;
 - c. Any communications between any federal government agency and Equifax concerning the recent data breach;
 - d. All Department of Homeland Security (DHS) reports and recommendations to Equifax concerning the recent data breach; and,
 - e. Documents sufficient to identify any prior data breaches Equifax has experienced on its networks from January 2014 to the date it discovered the recent data breach.
4. For the office of the Chief Security Officer (CSO), provide the following:
- a. All organizational charts, or documents sufficient to reflect the roles and responsibilities all employees within the office of the CSO from March 1, 2017 through September 30, 2017;
 - b. Documents sufficient to identify the names and titles of any and all individuals who were employed at any time between the dates of March 7, 2017 to the present date; and,
 - c. Any communications between former CSO Susan Mauldin and any individuals that relate to Apache Struts 2 that were made from March 8, 2017 to September 30, 2017.
5. Documents sufficient to identify the names and titles of individuals who formed the incident response team to address the issues identified on July 29, 2017, including Equifax employees and outside consultants.
6. Pursuant to the Committees' briefing from Equifax on October 19, 2017, please provide the documents sufficient to reflect the following information:
- a. The name and title of the individual who contacted the Federal Bureau of Investigation (FBI) on August 2, 2017;
 - b. The names and titles of all individuals who were party to the conversation with the FBI during which the FBI told Equifax to refrain from discussing attribution;
 - c. The number of individuals affected by exfiltrated PII as of July 31, 2017;
 - d. The number of individuals affected by exfiltrated PII for the weeks beginning July 31, August 7, August 14, August 21, and August 28, 2017; and,

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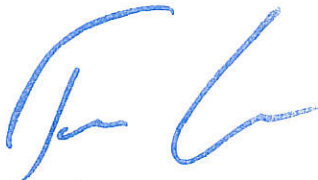
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- e. The name and title of the individual who failed to forward the March 9, 2017 distribution of the March 8, 2017 US-CERT Apache Struts 2 alert email to the Online Dispute portal application owner.

When producing documents to the Committee on Oversight and Government Reform, please deliver production sets to the Majority staff in Room 2157 of the Rayburn House Office Building and the Minority staff in Room 2471 of the Rayburn House Office Building. When producing documents to the Committee on Science, Space, and Technology please deliver production sets to the Majority staff in Room 2321 of the Rayburn House Office Building and the Minority staff in Room 394 of the Ford House Office Building. The Committees prefer, if possible, to receive all documents in electronic format. An attachment to this letter provides additional instructions for responding to the Committees' request.

If you have any questions about this request, please contact Julie Dunne or Troy Stock of the Majority staff of the Committee on Oversight and Government Reform at 202-225-5074, or Tim Lynch or Sean Perryman of the Minority staff of the Committee on Oversight and Government Reform at 202-225-5051, and Drew Colliatie or Tom Connally of the Majority staff of the Committee on Science, Space, and Technology at 202-225-6371, or Douglas Pasternak or Stanton Johnson of the Minority staff of the Committee on Science, Space, and Technology at 202-225-6375. Thank you for your attention.

Sincerely,



Trey Gowdy
Chairman
Committee on Oversight and
Government Reform



Lamar Smith
Chairman
Committee on Science, Space,
and Technology



Elijah E. Cummings
Ranking Member
Committee on Oversight and
Government Reform



Eddie Bernice Johnson
Ranking Member
Committee on Science, Space,
and Technology

Enclosure

Responding to Committee Document Requests

1. In complying with this request, you are required to produce all responsive documents that are in your possession, custody, or control, whether held by you or your past or present agents, employees, and representatives acting on your behalf. You should also produce documents that you have a legal right to obtain, that you have a right to copy or to which you have access, as well as documents that you have placed in the temporary possession, custody, or control of any third party. Requested records, documents, data or information should not be destroyed, modified, removed, transferred or otherwise made inaccessible to the Committee.
2. In the event that any entity, organization or individual denoted in this request has been, or is also known by any other name than that herein denoted, the request shall be read also to include that alternative identification.
3. The Committee's preference is to receive documents in electronic form (i.e., CD, memory stick, or thumb drive) in lieu of paper productions.
4. Documents produced in electronic format should also be organized, identified, and indexed electronically.
5. Electronic document productions should be prepared according to the following standards:
 - (a) The production should consist of single page Tagged Image File ("TIF"), files accompanied by a Concordance-format load file, an Opticon reference file, and a file defining the fields and character lengths of the load file.
 - (b) Document numbers in the load file should match document Bates numbers and TIF file names.
 - (c) If the production is completed through a series of multiple partial productions, field names and file order in all load files should match.
 - (d) All electronic documents produced to the Committee should include the following fields of metadata specific to each document:

BEGDOC, ENDDOC, TEXT, BEGATTACH, ENDATTACH,
PAGECOUNT, CUSTODIAN, RECORDTYPE, DATE, TIME, SENTDATE,
SENTTIME, BEGINDATE, BEGINTIME, ENDDATE, ENDTIME, AUTHOR, FROM,
CC, TO, BCC, SUBJECT, TITLE, FILENAME, FILEEXT, FILESIZE,
DATECREATED, TIMECREATED, DATELASTMOD, TIMELASTMOD,
INTMSGID, INTMSGHEADER, NATIVELINK, INTFILPATH, EXCEPTION,
BEGATTACH.
6. Documents produced to the Committee should include an index describing the contents of the production. To the extent more than one CD, hard drive, memory stick, thumb drive, box or folder is produced, each CD, hard drive, memory stick, thumb drive, box or folder should contain an index describing its contents.

7. Documents produced in response to this request shall be produced together with copies of file labels, dividers or identifying markers with which they were associated when the request was served.
8. When you produce documents, you should identify the paragraph in the Committee's schedule to which the documents respond.
9. It shall not be a basis for refusal to produce documents that any other person or entity also possesses non-identical or identical copies of the same documents.
10. If any of the requested information is only reasonably available in machine-readable form (such as on a computer server, hard drive, or computer backup tape), you should consult with the Committee staff to determine the appropriate format in which to produce the information.
11. If compliance with the request cannot be made in full by the specified return date, compliance shall be made to the extent possible by that date. An explanation of why full compliance is not possible shall be provided along with any partial production.
12. In the event that a document is withheld on the basis of privilege, provide a privilege log containing the following information concerning any such document: (a) the privilege asserted; (b) the type of document; (c) the general subject matter; (d) the date, author and addressee; and (e) the relationship of the author and addressee to each other.
13. If any document responsive to this request was, but no longer is, in your possession, custody, or control, identify the document (stating its date, author, subject and recipients) and explain the circumstances under which the document ceased to be in your possession, custody, or control.
14. If a date or other descriptive detail set forth in this request referring to a document is inaccurate, but the actual date or other descriptive detail is known to you or is otherwise apparent from the context of the request, you are required to produce all documents which would be responsive as if the date or other descriptive detail were correct.
15. Unless otherwise specified, the time period covered by this request is from January 1, 2009 to the present.
16. This request is continuing in nature and applies to any newly-discovered information. Any record, document, compilation of data or information, not produced because it has not been located or discovered by the return date, shall be produced immediately upon subsequent location or discovery.
17. All documents shall be Bates-stamped sequentially and produced sequentially.
18. Two sets of documents shall be delivered, one set to the Majority Staff and one set to the Minority Staff. When documents are produced to the Committee, production sets shall be delivered to the Majority Staff in Room 2157 of the Rayburn House Office Building and the Minority Staff in Room 2471 of the Rayburn House Office Building.

19. Upon completion of the document production, you should submit a written certification, signed by you or your counsel, stating that: (1) a diligent search has been completed of all documents in your possession, custody, or control which reasonably could contain responsive documents; and (2) all documents located during the search that are responsive have been produced to the Committee.

Definitions

1. The term “document” means any written, recorded, or graphic matter of any nature whatsoever, regardless of how recorded, and whether original or copy, including, but not limited to, the following: memoranda, reports, expense reports, books, manuals, instructions, financial reports, working papers, records, notes, letters, notices, confirmations, telegrams, receipts, appraisals, pamphlets, magazines, newspapers, prospectuses, inter-office and intra-office communications, electronic mail (e-mail), contracts, cables, notations of any type of conversation, telephone call, meeting or other communication, bulletins, printed matter, computer printouts, teletypes, invoices, transcripts, diaries, analyses, returns, summaries, minutes, bills, accounts, estimates, projections, comparisons, messages, correspondence, press releases, circulars, financial statements, reviews, opinions, offers, studies and investigations, questionnaires and surveys, and work sheets (and all drafts, preliminary versions, alterations, modifications, revisions, changes, and amendments of any of the foregoing, as well as any attachments or appendices thereto), and graphic or oral records or representations of any kind (including without limitation, photographs, charts, graphs, microfiche, microfilm, videotape, recordings and motion pictures), and electronic, mechanical, and electric records or representations of any kind (including, without limitation, tapes, cassettes, disks, and recordings) and other written, printed, typed, or other graphic or recorded matter of any kind or nature, however produced or reproduced, and whether preserved in writing, film, tape, disk, videotape or otherwise. A document bearing any notation not a part of the original text is to be considered a separate document. A draft or non-identical copy is a separate document within the meaning of this term.
2. The term “communication” means each manner or means of disclosure or exchange of information, regardless of means utilized, whether oral, electronic, by document or otherwise, and whether in a meeting, by telephone, facsimile, email (desktop or mobile device), text message, instant message, MMS or SMS message, regular mail, telexes, releases, or otherwise.
3. The terms “and” and “or” shall be construed broadly and either conjunctively or disjunctively to bring within the scope of this request any information which might otherwise be construed to be outside its scope. The singular includes plural number, and vice versa. The masculine includes the feminine and neuter genders.
4. The terms “person” or “persons” mean natural persons, firms, partnerships, associations, corporations, subsidiaries, divisions, departments, joint ventures, proprietorships, syndicates, or other legal, business or government entities, and all subsidiaries, affiliates, divisions, departments, branches, or other units thereof.

5. The term “identify,” when used in a question about individuals, means to provide the following information: (a) the individual's complete name and title; and (b) the individual's business address and phone number.
6. The term “referring or relating,” with respect to any given subject, means anything that constitutes, contains, embodies, reflects, identifies, states, refers to, deals with or is pertinent to that subject in any manner whatsoever.
7. The term “employee” means agent, borrowed employee, casual employee, consultant, contractor, de facto employee, independent contractor, joint adventurer, loaned employee, part-time employee, permanent employee, provisional employee, subcontractor, or any other type of service provider.